



**May 28, 2013**  
**CITY COUNCIL MEETING**  
**City Council Chambers 400 East Military, Fremont NE**  
**STUDY SESSION – 6:45 P.M**  
**REGULAR MEETING – 7:00 P.M.**  
**AGENDA**

**REGULAR MEETING**

1. Meeting called to order
2. Roll call
3. Mayor comments *(There will be no discussion from the Council or the public regarding comments made by the Mayor. Should anyone have questions regarding the comments, please contact the Mayor after the meeting)*

**PUBLIC HEARINGS AND RELATED ACTION:**

4. Citizen Advisory Review Committee Public Hearing on Economic Development [Program](#) (LB 840) ([staff report](#))

**CONSENT AGENDA:** *All items in the consent agenda are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member or citizen so requests, in which event the item will be removed from the consent agenda and considered separately.*

5. Dispense with May 14, 2013 [minutes](#)
6. May 14-28, 2013 [claims](#) ([staff report](#))
7. [Resolution](#) granting permission to consume alcohol on City property for Cody [Hull](#), City Auditorium, July 27, 2013, wedding reception; Janet [Roman](#), City Auditorium, June 15, 2013, birthday; Kayla [Hansen](#), City Auditorium, October 11, 2014, wedding reception; Victoria [Ahl](#), City Auditorium, June 21, 2014; Brad [Victor](#), August 29, 2013, Christensen Field, combine clinic ([staff report](#))
8. [Resolution](#) approving Special Designated Permit applications for [Rise's](#) Drive-In Liquor, 1710 West 16th, June 29, 2013, reception ([staff report](#))
9. Cement worker license [application](#) of Aaron Karr and Aaron Karr Construction ([staff report](#))
10. Fremont Rotary Club [request](#) to close west lane of Airport Road for overflow parking for Fly-In Breakfast at Fremont Municipal Airport on August 25, 2013 from 7:30 a.m. to 11:30 a.m. ([staff report](#))
11. Permitted Conditional Use request of [Rainbow](#) Fleet of Lincoln, Inc and Bradley & Susan Anderson to remove existing trailer and erect new residence with attached garage and deck at 1300 W South #39, Rainbow Lake ([staff report](#))

## **AGENDA**

### **CONSENT AGENDA CONTINUED:**

12. Permitted Conditional Use request of [Nebco, Inc.](#) to erect new residence with attached deck at 255 N Ridge Rd Dr, Lot 18 and 2 garages and 4 picnic shelters on adjacent lots on portion of Section 21, part Section 20 and part SE ¼ Section 16, all T17N-R8E of 6th PM ([staff report](#))
13. Continued Resolution approving Roger Chisholm request to subdivide combined Lots 13 & 14, Blk 13, Westside Addition into two lots ([staff report](#))
14. [Resolution](#) approving [Rosco5 LLC](#) request to subdivide part of 12-17-8 into two lots ([staff report](#))
15. [Resolution](#) approving [JDG Investments](#) request to combine part of Lot 2 and all Lots 3 & 4, Blk 1, Umstead's Addition together with that vacated portion of 14th St from East Margin of Bell to East Margin of Umstead's Addition into one lot ([staff report](#))
16. [Resolution](#) approving Robert & Pamela [Kreikemeier](#) request to combine TL76 & 77, TL8, TL84-86 into one lot ([staff report](#))
17. [Resolution](#) approving Program [Agreement](#) Supplement No. 1 with the Nebraska Department of Roads for Fremont State Lakes Trail ([staff report](#))
18. [Resolution](#) authorizing use of LB 840 funds for infrastructure improvements at the Fremont Technology Park and the Morningside Business Park ([staff report](#))
19. Muriel Ringle Keeler [request](#) for outside City sewer connection at 4150 North Somers ([staff report](#))
20. [Resolution](#) to reject [bids](#) and grant permission to readvertise for bids for Electrostatic Precipitator repair at the Power plant ([staff report](#))
21. [Resolution](#) approving request of [Grace Church](#) for encroachment of awning sign into public right of way at 109 E 6th ([staff report](#))
22. [Resolution](#) approving project payments to [Guarantee Roofing](#) for Library Roof Replacement Project; [Elk-horn West Construction](#) for Police Station Renovation Project (PSAP) ([staff report](#))

### **REGULAR AGENDA:** *requires individual associated action.*

23. Second reading of [Ordinance](#) amending Fremont Municipal Code Chapter 1, Administrative ([staff report](#))
24. Second reading of [Ordinance](#) amending Fremont Municipal Code Chapter 2, Boards and Commissions ([staff report](#))
25. [Resolution](#) to amend connection fee [policy](#) for base water grid extensions ([staff report](#))
26. Mayor Getzschman [request](#) to allow Paden Enterprises 6' wide sidewalk in place of grass at 1405 E 23rd ([staff report](#))
27. [Resolution](#) authorizing no charge for 3 month non-resident cards for youth participation in Keene Memorial Summer Reading program ([staff report](#))
28. Teens of Tomorrow [lawsuit](#) (may require executive session) ([staff report](#))
29. Adjournment

## STAFF REPORT

**TO:** Honorable Mayor and City Council

**FROM:** Jan Rise, Administrative Services Director  
Dale Shotkoski, City Administrator

**DATE:** May 21, 2013

**SUBJECT:** Citizen Advisory Review (LB 840) Committee Public Hearing

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Recommendation: 1) Move to open the public hearing. 2) Receive testimony. 3) Move to close the public hearing.

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Background: In accordance with the City's Economic Development Plan, the Citizen Advisory Review Committee meets at least once every six months to review the functioning and progress of the economic development program. At its May 15, 2013 meeting the Citizen Advisory Review Committee reviewed the quarterly financial status report. The fund balance as of March 31, 2013 was \$4,167,766.80. That fund balance includes uncommitted funds of \$2,840,862.67. Chuck Johannsen, Chairman of the Citizen Advisory Review Committee, will represent the Committee during the public hearing.

During the past six months, the electric extension to the Technology Park was completed and work continued on the airport infrastructure improvement project.

Fiscal Impact: None.

**City of Fremont Nebraska**  
**Status of LB 840 Funds**  
**3/31/2013 (draft - discussion copy)**

**LB840 Balance on 9/30/2012** \$ 4,064,283.09

Receipts through 3/31/2013		
Loan Repayments (incl interest)	\$ 103,866.66	
Farm Rents	47,907.97	
Interest	1,536.64	
Sales Tax - related	257,807.74	
Total Receipts		411,119.01
Disbursements through 3/31/2013		
Tech Park Electric Extension	\$ 175,000.00	
Legal notices	4.58	
Airport South Hangar project costs	132,630.72	
		(307,635.30)

**LB840 Balance on 3/31/2013** \$ 4,167,766.80

Fund balance 011-0000-271.59-00 \$ 4,452,229.79  
Less Loans o/s 011-0000-130.00-00 (9/30 bal) (284,462.99) A.  
Plus cy loan repayments 101,949.15

**Known Committed Funds:**

Technology Park (Data Center)	380,000.00
Airport South Hangar Complex	73,461.28
	<u>453,461.28</u>

Pledged on Technology Park (if job creation not met - repayable)	975,392.00
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**Uncommitted funds** \$ 2,840,862.67

A. Loans outstanding that are forgivable: \$ 160,000.00

Loans outstanding:	3/31/2013	Loan Balances @ 9/30/2012	CY Loan repayments	Outstanding loan balance 3-31-2013
Southwark Metal - \$50,000 repayable		\$ 23,333.44	\$ 1,666.66	\$ 21,666.78
Best Cobb LLC - \$380,438 combined repayable (8/2010)		\$ 81,129.55	\$ 80,282.49	\$ 847.06
Merritt Equip - \$150,000 perform base (11/7/2013)		\$ 150,000.00		\$ 150,000.00
Sycamore Leaf Solutions - \$40,000 perform base (7/21/2016)		\$ 30,000.00	\$ 20,000.00	\$ 10,000.00
<b>All conditions have been met for Sycamore Leaf, \$10k balance forgiven 2013</b>				
		<u>\$ 284,462.99</u> A.	<u>\$ 101,949.15</u>	<u>\$ 182,513.84</u>

CITY COUNCIL MEETING  
May 14, 2013 - draft  
7:00 P.M.

After the public comment period, study session and the Pledge of Allegiance, the Mayor called the meeting to order and stated a copy of the open meeting law is posted continually for public inspection located near the entrance door by the agendas. Roll call showed Council Members Johnson, Stange, Anderson, Hoppe, Kuhns, Bixby and Navarrette present, Eairleywine absent – 7 present, 1 absent.

Moved by Council Member Kuhns, seconded by Council Member Navarrette to approve the consent agenda. Roll call vote: 7 ayes. Motion carried.

- Dispense with April 30, 2013 minutes
- April 31 – May 14, 2013 claims
- Report of the Treasury
- Resolution No. 2013-082 granting permission to consume alcohol on City property for Tammie Baumert, August 10, 2013, Christensen Field, wedding reception
- Resolution No. 2013-83 approving Special Designated Permit applications for DeSauce Developments, 1710 West 16th, June 1, 2013, reception; RJ's Sports Bar & Grill, 1710 West 16th, June 15, 2013, reception; Rise's Drive-In Liquor, 925 North Broad, June 29, 2013, reception; Burtonian Enterprises, 1682 East 23<sup>rd</sup> Avenue North, May 18, 2013, fundraiser/beer garden; Burtonian Enterprises, 1682 East 23<sup>rd</sup> Avenue North, June 1, 2013, fundraiser; St. Patrick's Church, 422 East 4<sup>th</sup>, June 1, 2013, beer garden, Whis's End Zone, 541 North Broad, June 7, 2013, fundraiser
- Resolution No. 2013-084 to accept and award bid to Pro Energy Services in the amount of \$426,115 for fire suppression, cooling tower & under turbine decks for Plant II
- Resolution No. 2013-085 to approve plans, specifications, estimate of cost and grant permission to advertise for bids for Sanitary Sewer Rehabilitation
- Resolution No. 2013-086 approving Supplemental Agreement No. 1 with the Nebraska Department of Roads for Bridge Inspection Program
- Appoint Michael McGillick to the Airport Advisory Committee for an unexpired term ending June 2013
- Resolution No. 2013-088 approving PR#2 to Gifford Realty, Inc. in the amount of \$37,165.50 for Ronin Pool Renovation – Phase 3; PR#3&Final to Luxa Construction in the amount of \$5,000 for Airport South Hangar Complex Paving and Utility Improvements; PR#2 to Penro Construction in the amount of \$108,020.35 for Sanitary Sewer Extension District SE-802-12

Moved by Council Member Navarrette, seconded by Council Member Bixby to approve Resolution No. 2013-087 allowing for signage indicating the presence of handicapped adults in the 1800 and 1900 block of Ohio Street. Roll call vote: 7 ayes. Motion carried.

Moved by Council Member Kuhns, seconded by Council Member Stange to introduce the Ordinance amending Chapter 1 of the Fremont Municipal Code. Roll call vote: 7 ayes. Motion carried.

The City Clerk gave the first reading, by title only, of an ordinance amending Chapter 1 of the Fremont Municipal Code. The second reading will be at the next regular Council meeting.

Moved by Council Member Anderson, seconded by Council Member Navarrette to introduce the Ordinance amending Chapter 2 of the Fremont Municipal Code. Roll call vote: 7 ayes. Motion carried.

The City Clerk gave the first reading, by title only, of an ordinance amending Chapter 2 of the Fremont Municipal Code. The second reading will be at the next regular Council meeting.

Moved by Council Member Bixby, seconded by Council Member Anderson to go into executive session for the purpose of discussing a strategy with respect to pending litigation from Teens of Tomorrow and for the further reason that the executive session is necessary for the protection of the public interest. The Mayor stated a motion had been made and seconded to go into executive session for the purpose of discussing a strategy session with respect to pending litigation from Teens of Tomorrow and for the further reason that the executive session is necessary for the protection of the public interest and asked for any discussion. The Mayor stated the pending motion was to go into executive session for the purpose of discussing a strategy session with respect to pending litigation from Teens of Tomorrow and for the further reason that the executive session is necessary for the protection of the public interest. Roll call: 7 ayes. Motion carried.

The Mayor stated a motion to go into executive session for the purpose of discussing a strategy session with respect to pending litigation from Teens of Tomorrow and for the further reason that the executive session is necessary for the protection of the public interest had been approved. Discussion would be limited to a strategy session with respect to pending litigation from Teens of Tomorrow. No official actions or votes will be taken during the executive session. Executive session began at 7:25 p.m.

Moved by Council Member Stange, seconded by Council Member Anderson to come out of executive session. Roll call vote: 7 ayes. Motion carried. Executive session ended at 7:39 p.m.

The Mayor announced the next regular meeting will be May 28, 2013 at 7:00 p.m.

Moved by Council Member Bixby, seconded by Council Member Stange to adjourn the meeting. Roll call vote: 7 ayes. Motion carried. Meeting adjourned at 7:40 p.m.

I, Kimberly Volk, the undersigned City Clerk, hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Mayor and Council; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the Clerk; that such agenda items were sufficiently descriptive to give the public reasonable notice of the matters to be considered at the meeting; that such subjects were contained in said agenda at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by the members of the public; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meeting and the subjects to be discussed at said meeting and that a current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posted during such meeting in the room in which such meeting was held.

Kimberly Volk, MMC, City Clerk

## STAFF REPORT

**TO:** Honorable Mayor and City Council

**FROM:** Jody Sanders, Director of Finance  
Dale Shotkoski, City Administrator

**DATE:** May 23, 2013

**SUBJECT:** Claims

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**Recommendation:** Move to approve May 15 through May 28, 2013 claims and authorize checks to be drawn on the proper accounts except project progress payments.

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**Background:** Council will review claims via email May 23, 2013 .

**Fiscal Impact:** Claims total \$904,232.03 (Project payments not included)



BANK: 00

VEND NO INVOICE NO	SEQ#	VENDOR NAME VOUCHER P.O. NO NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0000584 20130523	00	CEI PR0523	00	05/23/2013	001-0000-201.00-00	PAYROLL SUMMARY	EFT:	15,739.55
						VENDOR TOTAL *	.00	15,739.55
0004234 20130523	00	DEPARTMENT OF UTILITIES C S PR0523	00	05/23/2013	001-0000-201.00-00	PAYROLL SUMMARY	EFT:	1,867.55
						VENDOR TOTAL *	.00	1,867.55
0005193 20130523	00	DEPARTMENT OF UTILITIES PAYROLL PR0523	00	05/23/2013	001-0000-201.00-00	PAYROLL SUMMARY	EFT:	45,280.34
						VENDOR TOTAL *	.00	45,280.34
0005169 20130509 20130523	00	FORT DEARBORN LIFE INSURANCE CO*PR* PR0509 PR0523	00	05/23/2013 05/23/2013	001-0000-201.00-00 001-0000-201.00-00	PAYROLL SUMMARY PAYROLL SUMMARY	90.95 90.95	
						VENDOR TOTAL *	181.90	
0003226 20130509 20130523	00	FRATERNAL ORDER OF POLICE #37 PR0509 PR0523	00	05/23/2013 05/23/2013	001-0000-201.00-00 001-0000-201.00-00	PAYROLL SUMMARY PAYROLL SUMMARY	510.00 510.00	
						VENDOR TOTAL *	1,020.00	
0004629 20130523	00	INTERNAL REVENUE SERVICE **EFT** PR0523	00	05/23/2013	001-0000-201.00-00	PAYROLL SUMMARY	63,473.75	
						VENDOR TOTAL *	63,473.75	
0003074 20130523	00	JACKSON SERVICES INC PR0523	00	05/23/2013	001-0000-201.00-00	PAYROLL SUMMARY	251.49	
						VENDOR TOTAL *	251.49	
0003205 20130509 20130523	00	NEBR PUBLIC EMPLOYEES LOCAL 251 PR0509 PR0523	00	05/23/2013 05/23/2013	001-0000-201.00-00 001-0000-201.00-00	PAYROLL SUMMARY PAYROLL SUMMARY	280.00 300.00	
						VENDOR TOTAL *	580.00	
0001354 20130509 20130523	00	UNITED WAY - FREMONT AREA PR0509 PR0523	00	05/23/2013 05/23/2013	001-0000-201.00-00 001-0000-201.00-00	PAYROLL SUMMARY PAYROLL SUMMARY	10.00 10.00	
						VENDOR TOTAL *	20.00	
0001381 20130509 20130523	00	YMCA PR0509 PR0523	00	05/23/2013 05/23/2013	001-0000-201.00-00 001-0000-201.00-00	PAYROLL SUMMARY PAYROLL SUMMARY	113.25 113.25	
						VENDOR TOTAL *	226.50	
		00 General Fund				BANK TOTAL *	65,753.64	62,887.44



PROGRAM: GM339L

AS OF: 05/29/2013 CHECK DATE: 05/29/2013

City of Fremont

General Fund

BANK: 00

VEND NO INVOICE NO	SEQ# VOUCHER NO	VENDOR NAME P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0000956 275827	00	A & A DRUG CO INC PI4891 027098	00	05/29/2013	001-1206-422.30-33	BLANKET PURCHASE ORDER	187.32	
						VENDOR TOTAL *	187.32	
0000959 71553/3 71553/3 71478/3 71587/3	00	ACE HARDWARE PI5005 027097 PI5006 027097 PI4889 027097 PI4890 027097	00	05/29/2013 05/29/2013 05/29/2013 05/29/2013	001-2027-452.30-33 001-2027-452.30-49 001-2029-451.30-49 012-2025-431.30-56	BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER	18.99 41.46 22.27 67.96	
						VENDOR TOTAL *	150.68	
0002952 411725 411445-02 411445-03 411448-01 411448-02 414704 414645	00	ALAMAR UNIFORMS PI4862 027568 PI4867 028136 PI4868 028136 PI4869 028136 PI4870 028136 PI4881 028252 PI5080 028239	00	05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013	001-1209-421.30-52 001-1209-421.30-52 001-1209-421.30-52 001-1209-421.30-52 001-1209-421.30-52 001-1209-421.30-52 001-1209-421.30-52	GENERAL GENERAL GENERAL GENERAL GENERAL GENERAL GENERAL	12.99 12.99 605.00 23.94 619.45 75.93 35.44	
						VENDOR TOTAL *	1,385.74	
0002869 00006426	00	AQUA-CHEM INC PI4980 028157	00	05/29/2013	001-2030-451.30-32	GENERAL	3,035.24	
						VENDOR TOTAL *	3,035.24	
0000983 1961 1962 1971 1938 1911 2018 2033 2050	00	ARPS RED-E-MIX INC PI4810 027100 PI4811 027100 PI4812 027100 PI4892 027100 PI4893 027100 PI5007 027100 PI5008 027100 PI5009 027100	00	05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013	012-2025-431.30-69 012-2025-431.30-69 012-2025-431.30-69 012-2025-431.30-69 012-2025-431.30-69 012-2025-431.30-69 012-2025-431.30-69 012-2025-431.30-69	BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER	301.50 137.00 985.00 444.38 656.00 373.50 178.00 178.00	
						VENDOR TOTAL *	3,253.38	
0003298 1652419351	00	AUTOZONE INC PI4894 027101	00	05/29/2013	001-2042-440.30-33	BLANKET PURCHASE ORDER	14.99	
						VENDOR TOTAL *	14.99	
0002763 2028104558 5012563763	00	BAKER & TAYLOR BOOKS PI4845 027208 PI4846 027208	00	05/29/2013 05/29/2013	001-2031-455.30-51 001-2031-455.30-51	BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER	444.12 131.88	
						VENDOR TOTAL *	576.00	
9999999 60708	00	BALDERAS, MIREYDA BALDERAS 000415	00	05/29/2013	001-0000-202.04-00	MIREYDA BALDERAS/MOLLER	100.00	
						VENDOR TOTAL *	100.00	

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VEND NO INVOICE NO	SEQ# VOUCHER NO	VENDOR NAME P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0005461 IN 2558024	00	BARNES & NOBLE INC PI4849 027216	00	05/29/2013	001-2031-455.30-51	BLANKET PURCHASE ORDER	226.07	
						VENDOR TOTAL *	226.07	
9999999 60707 BASSETT	00	BASSETT, DAWN 000414	00	05/29/2013	001-0000-202.04-00	DAWN BASSETT/SR CENTER	100.00	
						VENDOR TOTAL *	100.00	
0004311 880022295	00	BAUER BUILT INC PI4813 027102	00	05/29/2013	012-2025-431.20-60	BLANKET PURCHASE ORDER	10.00	
						VENDOR TOTAL *	10.00	
0006132 #8 201206-206	00	BERGGREN, JERRY PI4809 026622	00	05/29/2013	001-2031-455.40-13	GENERAL	2,440.00	
						VENDOR TOTAL *	2,440.00	
0003490 I10724485	00	BERNAN PI4885 028267	00	05/29/2013	001-2031-455.30-51	GENERAL	86.00	
						VENDOR TOTAL *	86.00	
0004523 041813	00	BLOOM, JIM PI4827 027152	00	05/29/2013	001-2029-451.20-99	BLANKET PURCHASE ORDER	20.00	
						VENDOR TOTAL *	20.00	
0005162 7212 7212 7234	00	BLT PLUMBING HEATING & A/C INC PI4967 027509 PI4968 027509 PI4969 027509	00 00 00	05/29/2013 05/29/2013 05/29/2013	001-2026-451.20-60 001-2026-451.30-49 001-2027-452.20-60	BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER	146.25 62.02 67.50	
						VENDOR TOTAL *	275.77	
9999999 7320 WALESKA	00	BLUE CROSS BLUE SHIELD OF NEBRASKA 000422	00	05/29/2013	001-1206-342.02-00	WALESKA ORTIZ/HRLX8560815	351.39	
						VENDOR TOTAL *	351.39	
9999999 012913 BOMAR	00	BOMAR, DEBORAH 000420	00	05/29/2013	001-1206-342.02-00	DEBORAH BOMAR/AMB REFUND	79.53	
						VENDOR TOTAL *	79.53	
0004035 1652860 1653002 1653002 1653816 1654931 1654931 1658090 1654662 1655288 1657200	00	BOMGAARS SUPPLY INC PI4895 027104 PI4896 027104 PI4897 027104 PI4898 027104 PI4899 027104 PI4900 027104 PI5010 027104 PI4981 028188 PI4901 027104 PI4902 027104	00 00 00 00 00 00 00 00 00 00	05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013	001-2027-452.30-49 001-2027-452.30-33 001-2027-452.30-49 001-2027-452.30-49 001-2027-452.30-33 001-2027-452.30-49 001-2027-452.30-49 001-2029-451.30-49 012-2025-431.30-52 012-2025-431.30-79	BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER GENERAL BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER	6.02 69.99 15.08 76.41 37.96 2.98 1.19 490.00 59.95 60.65	

BANK: 00

VEND NO INVOICE NO	SEQ# VOUCHER NO	VENDOR NAME P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0004035	00	BOMGAARS SUPPLY INC						
1657271		PI4903 027104	00	05/29/2013	012-2025-431.30-49	BLANKET PURCHASE ORDER	10.99	
1657277		PI4904 027104	00	05/29/2013	012-2025-431.30-56	BLANKET PURCHASE ORDER	14.78	
						VENDOR TOTAL *	846.00	
9999999	00	CARCONE, HAILEE						
60691	CARCONE	000417	00	05/29/2013	001-2029-347.00-00	HAILEE CARCONE/CLIPPERS	65.00	
						VENDOR TOTAL *	65.00	
0005030	00	CENTER POINT LARGE PRINT						
1094092		PI4850 027217	00	05/29/2013	001-2031-455.30-51	BLANKET PURCHASE ORDER	382.26	
						VENDOR TOTAL *	382.26	
0002675	00	CENTURYLINK (QWEST)						
4027538697	0513PI4842	027177	00	05/29/2013	001-1011-419.20-12	BLANKET PURCHASE ORDER	80.95	
4027211613	0513PI5041	027177	00	05/29/2013	001-1011-419.20-12	BLANKET PURCHASE ORDER	210.90	
4027272664	0513PI5045	027177	00	05/29/2013	001-1011-419.20-12	BLANKET PURCHASE ORDER	108.83	
402D250330	0513PI4837	027177	00	05/29/2013	001-1015-415.20-12	BLANKET PURCHASE ORDER	80.76	
402D254102	0513PI4838	027177	00	05/29/2013	001-1015-415.20-12	BLANKET PURCHASE ORDER	80.76	
402D254115	0513PI4839	027177	00	05/29/2013	001-1015-415.20-12	BLANKET PURCHASE ORDER	85.56	
402D254121	0513PI4840	027177	00	05/29/2013	001-1015-415.20-12	BLANKET PURCHASE ORDER	155.60	
4027272630	0513PI5042	027177	00	05/29/2013	001-1015-415.20-12	BLANKET PURCHASE ORDER	1,411.88	
4027279926	0513PI5047	027177	00	05/29/2013	001-1015-415.20-12	BLANKET PURCHASE ORDER	43.09	
4027272630	0513PI5043	027177	00	05/29/2013	012-2025-431.20-12	BLANKET PURCHASE ORDER	20.52	
4027272630	0513PI5044	027177	00	05/29/2013	025-2074-433.20-12	BLANKET PURCHASE ORDER	20.52	
4027279135	0513PI5046	027177	00	05/29/2013	029-2034-466.20-12	BLANKET PURCHASE ORDER	87.34	
						VENDOR TOTAL *	2,386.71	
0001024	00	CHRISTENSEN LUMBER INC						
CLC00171715-001PI5011	027106	00	05/29/2013	001-2027-452.30-49	BLANKET PURCHASE ORDER	50.52		
CLC00170807-001PI4814	027106	00	05/29/2013	001-2028-451.30-49	BLANKET PURCHASE ORDER	103.31		
CLC00169104-001PI4876	028216	00	05/29/2013	001-2029-451.30-79	GENERAL	399.50		
						VENDOR TOTAL *	553.33	
0004244	00	COLE PAPERS INC						
8856081		PI4877 028221	00	05/29/2013	012-2025-431.30-79	FIELD PURCHASE ORDER	325.00	
						VENDOR TOTAL *	325.00	
0002921	00	COLOMBO CANDY & TOBACCO WHOLESALE						
267616		PI4936 027151	00	05/29/2013	001-2029-451.30-41	BLANKET PURCHASE ORDER	240.50	
						VENDOR TOTAL *	240.50	
0001038	00	COPY SHOP						
050313		PI4815 027107	00	05/29/2013	001-2031-455.30-35	BLANKET PURCHASE ORDER	148.60	
						VENDOR TOTAL *	148.60	
9999999	00	COUFAL, LINDA						
60693	COUFAL	000413	00	05/29/2013	001-0000-202.04-00	LINDA COUFAL/CF MTG ROOM	50.00	
						VENDOR TOTAL *	50.00	

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VEND NO INVOICE NO	SEQ# VOUCHER NO	VENDOR NAME P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0002915 11197 249200	00	CREDIT BUREAU SERVICES INC PI5002 028300 PI5031 027166	00	05/29/2013 05/29/2013	001-1003-415.20-99 001-1209-421.20-99	GENERAL BLANKET PURCHASE ORDER	70.00 27.85	
						VENDOR TOTAL *	97.85	
0001643 863836	00	CULLIGAN OF OMAHA PI4829 027160	00	05/29/2013	001-1209-421.20-99	BLANKET PURCHASE ORDER	35.50	
						VENDOR TOTAL *	35.50	
0003492 322257	00	CW ASSOCIATES PI4884 028266	00	05/29/2013	001-2031-455.30-51	GENERAL	42.00	
						VENDOR TOTAL *	42.00	
0004624 50582	00	DANKO EMERGENCY EQUIPMENT CO PI4875 028207	00	05/29/2013	001-1206-422.30-56	GENERAL	1,026.60	
						VENDOR TOTAL *	1,026.60	
9999999 60824 DAVIS	00	DAVIS, PAT 000409	00	05/29/2013	001-0000-202.04-00	PAT DAVIS/CF MEETING ROOM	50.00	
						VENDOR TOTAL *	50.00	
0005209 84104	00	DAYMARK SOLUTIONS INC PI4887 028295	00	05/29/2013	001-2030-451.20-65	GENERAL	585.00	
						VENDOR TOTAL *	585.00	
0001062 9857 9856	00	DENNY ELECTRIC INC PI5064 028146 PI5065 028148	00	05/29/2013 05/29/2013	001-2027-452.40-13 001-2030-451.20-60	GENERAL GENERAL	29,653.75 750.00	
						VENDOR TOTAL *	30,403.75	
0001063 522123578 522123603 522123705	00	DIAMOND VOGEL PAINT CTR PI4905 027110 PI4906 027110 PI5000 028291	00	05/29/2013 05/29/2013 05/29/2013	001-2026-451.30-49 001-2026-451.30-49 012-2025-431.30-76	BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER FIELD PURCHASE ORDER	185.59 41.69 4,270.00	
						VENDOR TOTAL *	4,497.28	
0002897 107200P 107216P 107227P 309591 309591 107242P 107265P	00	DIERS INC PI4816 027111 PI4817 027111 PI4818 027111 PI4985 028251 PI4986 028251 PI5012 027111 PI5088 027111	00	05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013	001-1209-421.30-63 001-1209-421.30-63 001-1209-421.30-63 001-1209-421.20-60 001-1209-421.30-63 001-1209-421.30-63 001-1209-421.30-63	BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER FIELD PURCHASE ORDER FIELD PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER	42.94 19.57 99.21 241.45 291.24 60.75 121.95	
						VENDOR TOTAL *	877.11	
0001413 S06452 S06452	00	DINKEL IMPLEMENT CO PI5066 028176 PI5067 028176	00	05/29/2013 05/29/2013	012-2025-431.20-60 012-2025-431.30-56	FIELD PURCHASE ORDER FIELD PURCHASE ORDER	907.20 1,080.20	

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VEND NO	SEQ#	VENDOR NAME	INVOICE NO	VOUCHER NO	P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0001413	00	DINKEL IMPLEMENT CO									
									VENDOR TOTAL *	1,987.40	
0004952	00	ELIFEGUARD INC									
42472		PI4882 028259 00 05/29/2013						001-2028-451.30-79	GENERAL	271.17	
42472		PI4883 028259 00 05/29/2013						001-2030-451.30-79	GENERAL	813.52	
									VENDOR TOTAL *	1,084.69	
0002050	00	FASTENAL COMPANY									
NEFRE99129		PI4908 027114 00 05/29/2013						001-2027-452.30-49	BLANKET PURCHASE ORDER	37.16	
NEFRE98998		PI4907 027114 00 05/29/2013						012-2025-431.30-56	BLANKET PURCHASE ORDER	21.16	
									VENDOR TOTAL *	58.32	
0003268	00	FIREGUARD INC									
56517		PI4864 028090 00 05/29/2013						001-1206-422.20-65	GENERAL	450.00	
									VENDOR TOTAL *	450.00	
0001111	00	FREMONT BUILDERS SUPPLY									
481264		PI5092 028220 00 05/29/2013						012-2025-431.20-60	FIELD PURCHASE ORDER	130.00	
481264		PI5093 028220 00 05/29/2013						012-2025-431.30-49	FIELD PURCHASE ORDER	132.60	
									VENDOR TOTAL *	262.60	
0001112	00	FREMONT ELECTRIC INC									
31020		PI4963 027507 00 05/29/2013						001-2027-452.20-60	BLANKET PURCHASE ORDER	75.00	
31020		PI4964 027507 00 05/29/2013						001-2027-452.30-48	BLANKET PURCHASE ORDER	108.20	
31039		PI4965 027507 00 05/29/2013						001-2027-452.20-60	BLANKET PURCHASE ORDER	125.00	
31039		PI4966 027507 00 05/29/2013						001-2027-452.30-48	BLANKET PURCHASE ORDER	22.26	
30997		PI4957 027507 00 05/29/2013						001-2028-451.20-60	BLANKET PURCHASE ORDER	50.00	
30997		PI4958 027507 00 05/29/2013						001-2028-451.30-48	BLANKET PURCHASE ORDER	27.05	
31019		PI4961 027507 00 05/29/2013						001-2028-451.20-60	BLANKET PURCHASE ORDER	200.00	
31019		PI4962 027507 00 05/29/2013						001-2028-451.30-48	BLANKET PURCHASE ORDER	247.41	
31018		PI4959 027507 00 05/29/2013						001-2030-451.20-60	BLANKET PURCHASE ORDER	50.00	
31018		PI4960 027507 00 05/29/2013						001-2030-451.30-48	BLANKET PURCHASE ORDER	90.10	
									VENDOR TOTAL *	995.02	
0001131	00	FREMONT TRIBUNE									
72830		PI4946 027176 00 05/29/2013						001-1003-415.20-33	BLANKET PURCHASE ORDER	20.95	
72832		PI4947 027176 00 05/29/2013						001-1003-415.20-33	BLANKET PURCHASE ORDER	5.89	
72843		PI4948 027176 00 05/29/2013						001-1003-415.20-33	BLANKET PURCHASE ORDER	30.83	
20183703		PI4941 027176 00 05/29/2013						001-1206-422.20-33	BLANKET PURCHASE ORDER	111.40	
72851		PI4836 027176 00 05/29/2013						001-2024-416.20-33	BLANKET PURCHASE ORDER	11.78	
72815		PI4942 027176 00 05/29/2013						001-2024-416.20-33	BLANKET PURCHASE ORDER	11.45	
72816		PI4943 027176 00 05/29/2013						001-2024-416.20-33	BLANKET PURCHASE ORDER	13.42	
72826		PI4944 027176 00 05/29/2013						001-2024-416.20-33	BLANKET PURCHASE ORDER	14.07	
72829		PI4945 027176 00 05/29/2013						001-2024-416.20-33	BLANKET PURCHASE ORDER	13.42	
20181423		PI4940 027176 00 05/29/2013						001-2029-451.20-33	BLANKET PURCHASE ORDER	400.00	
72844		PI4949 027176 00 05/29/2013						001-2031-455.20-33	BLANKET PURCHASE ORDER	8.51	
									VENDOR TOTAL *	641.72	

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INVOICE		VOUCHER	P.O.	BNK	DATE	NO	DESCRIPTION			AMOUNT	HAND-ISSUED
NO		NO	NO							AMOUNT	AMOUNT
<hr/>											
0006182	00	FREMONT TRUCK & AUTO PARTS INC									
122720		PI4855	027294	00	05/29/2013	001-1209-421.30-63	BLANKET	PURCHASE	ORDER	45.05	
122471		PI4952	027294	00	05/29/2013	001-1209-421.30-63	BLANKET	PURCHASE	ORDER	67.14	
123086		PI5050	027294	00	05/29/2013	001-1209-421.30-63	BLANKET	PURCHASE	ORDER	12.36	
123127		PI5051	027294	00	05/29/2013	001-1209-421.30-63	BLANKET	PURCHASE	ORDER	33.09	
122719		PI4854	027294	00	05/29/2013	012-2025-431.30-56	BLANKET	PURCHASE	ORDER	44.78	
122883		PI4856	027294	00	05/29/2013	012-2025-431.30-56	BLANKET	PURCHASE	ORDER	31.13	
122914		PI4857	027294	00	05/29/2013	012-2025-431.30-63	BLANKET	PURCHASE	ORDER	4.32	
122926		PI4858	027294	00	05/29/2013	012-2025-431.30-63	BLANKET	PURCHASE	ORDER	132.21	
122566		PI4953	027294	00	05/29/2013	012-2025-431.30-56	BLANKET	PURCHASE	ORDER	12.13	
122566		PI4954	027294	00	05/29/2013	012-2025-431.30-63	BLANKET	PURCHASE	ORDER	12.13	
122593		PI4955	027294	00	05/29/2013	012-2025-431.30-56	BLANKET	PURCHASE	ORDER	32.02	
122972		PI4956	027294	00	05/29/2013	012-2025-431.30-63	BLANKET	PURCHASE	ORDER	76.97	
123157		PI5052	027294	00	05/29/2013	012-2025-431.30-63	BLANKET	PURCHASE	ORDER	21.43	
123179		PI5053	027294	00	05/29/2013	012-2025-431.30-63	BLANKET	PURCHASE	ORDER	45.02	
123185		PI5054	027294	00	05/29/2013	012-2025-431.30-63	BLANKET	PURCHASE	ORDER	73.66	
123285		PI5090	027294	00	05/29/2013	012-2025-431.30-63	BLANKET	PURCHASE	ORDER	186.63	
VENDOR TOTAL *										830.07	
0003829	00	FRICKENSTEIN PUMPING & PORTABLE LLC									
6083		PI4931	027149	00	05/29/2013	001-2026-451.20-60	BLANKET	PURCHASE	ORDER	80.00	
6020		PI4930	027149	00	05/29/2013	001-2027-452.20-70	BLANKET	PURCHASE	ORDER	350.00	
6083		PI4932	027149	00	05/29/2013	001-2027-452.20-60	BLANKET	PURCHASE	ORDER	80.00	
6083		PI4933	027149	00	05/29/2013	001-2027-452.20-70	BLANKET	PURCHASE	ORDER	240.00	
6083		PI4934	027149	00	05/29/2013	001-2029-451.20-60	BLANKET	PURCHASE	ORDER	160.00	
6083		PI4935	027149	00	05/29/2013	001-2029-451.20-70	BLANKET	PURCHASE	ORDER	65.00	
VENDOR TOTAL *										975.00	
0004897	00	GALE									
99198856		PI4847	027211	00	05/29/2013	001-2031-455.30-51	BLANKET	PURCHASE	ORDER	181.43	
VENDOR TOTAL *										181.43	
9999999	00	GARAY, HELGA									
61023	GARAY	000440		00	05/29/2013	001-0000-202.04-00	HELGA	GARAY/MOLLER	DEP	100.00	
VENDOR TOTAL *										100.00	
0001139	00	GERHOLD CONCRETE CO INC									
50305776		PI4819	027118	00	05/29/2013	012-2025-431.30-69	BLANKET	PURCHASE	ORDER	204.00	
50305334		PI4909	027118	00	05/29/2013	012-2025-431.30-69	BLANKET	PURCHASE	ORDER	173.00	
50306520		PI5013	027118	00	05/29/2013	012-2025-431.30-69	BLANKET	PURCHASE	ORDER	264.00	
VENDOR TOTAL *										641.00	
0004913	00	GETTY IMAGES INC									
051613		PI4878	028222	00	05/29/2013	001-2031-455.20-93	GENERAL			135.96	
VENDOR TOTAL *										135.96	
0001148	00	GOREE BACKHOE & EXCAVATING INC									
7203		PI4982	028189	00	05/29/2013	012-2025-431.30-73	FIELD	PURCHASE	ORDER	1,839.70	
VENDOR TOTAL *										1,839.70	



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VEND NO INVOICE NO	SEQ#	VENDOR NAME VOUCHER P.O. NO NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0003481 22422	00	GRAPHIC SCREEN PRINTING PI5091 028138	00	05/29/2013	001-1209-421.30-52	GENERAL	104.00	
						VENDOR TOTAL *	104.00	
0002077 #2 B14312	00	GUARANTEE ROOFING & SHEET METAL INC PI4863 027956	00	05/29/2013	001-2031-455.40-13	GENERAL	39,708.00	
						VENDOR TOTAL *	39,708.00	
0005697 052013	00	HANSEN, GEORGE PI5085 028310	00	05/29/2013	001-2031-455.20-99	GENERAL	100.00	
						VENDOR TOTAL *	100.00	
0001933 37504M 050113	00	HARDING & SCHULTZ PC LLO PI4970 027528	00	05/29/2013	001-1007-415.20-34	BLANKET PURCHASE ORDER	7.00	
						VENDOR TOTAL *	7.00	
0003365 35855	00	HOLIDAY INN KEARNEY PI5081 028247	00	05/29/2013	001-1209-421.20-13	GENERAL	89.95	
						VENDOR TOTAL *	89.95	
0001167 2122272645 2122214226	00	HY-VEE PI4910 027119 PI5014 027119	00	05/29/2013 05/29/2013	001-1206-422.30-79 063-0663-480.30-41	BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER	34.62 120.18	
						VENDOR TOTAL *	154.80	
0006114 716	00	INDRA MOWING LLC PI5063 028062	00	05/29/2013	001-2027-452.20-99	GENERAL	3,182.00	
						VENDOR TOTAL *	3,182.00	
0003621 71714320	00	INGRAM LIBRARY SERVICES PI4848 027215	00	05/29/2013	001-2031-455.30-51	BLANKET PURCHASE ORDER	162.38	
						VENDOR TOTAL *	162.38	
0000485 88100638 88100638	00	INTERSTATE BATTERY SYSTEM PI4950 027267 PI4951 027267	00	05/29/2013 05/29/2013	012-2025-431.30-56 012-2025-431.30-63	FIELD PURCHASE ORDER FIELD PURCHASE ORDER	177.90 108.95	
						VENDOR TOTAL *	286.85	
0003074 MAY 2013 MAY 2013 MAY 2013 MAY 2013 MAY 2013 MAY 2013	00	JACKSON SERVICES INC PI5032 027175 PI5033 027175 PI5034 027175 PI5035 027175 PI5036 027175 PI5037 027175	00	05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013	001-1004-424.20-99 001-1206-422.20-91 001-1209-421.20-91 001-2027-452.20-99 001-2031-455.20-99 012-2025-431.20-99	BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER	48.14 53.00 191.50 148.68 110.00 404.07	
						VENDOR TOTAL *	955.39	
0001176 279877	00	JENSEN TIRE CO PI5015 027121	00	05/29/2013	001-1209-421.20-60	BLANKET PURCHASE ORDER	60.00	

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VEND NO INVOICE NO	SEQ# VOUCHER NO	VENDOR NAME P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0001176	00	JENSEN TIRE CO						
279877		PI5016 027121	00	05/29/2013	001-1209-421.30-63	BLANKET PURCHASE ORDER	140.00	
279558		PI4820 027121	00	05/29/2013	001-2027-452.20-60	BLANKET PURCHASE ORDER	13.50	
279558		PI4821 027121	00	05/29/2013	001-2027-452.30-56	BLANKET PURCHASE ORDER	123.60	
						VENDOR TOTAL *	337.10	
0006086	00	JOHN E CRIPE & ASSOCIATES INC						
050313		PI5001 028293	00	05/29/2013	001-1007-415.20-99	BLANKET PURCHASE ORDER	3,287.16	
						VENDOR TOTAL *	3,287.16	
0004708	00	KENCO LEASING COMPANY						
028543		PI4938 027172	00	05/29/2013	001-1209-421.20-70	BLANKET PURCHASE ORDER	75.00	
028558		PI4939 027172	00	05/29/2013	001-1209-421.20-70	BLANKET PURCHASE ORDER	300.00	
						VENDOR TOTAL *	375.00	
0006119	00	KERN, CYNTHIA L						
041413		PI4871 028156	00	05/29/2013	001-2027-452.20-99	GENERAL	80.00	
042113		PI4872 028156	00	05/29/2013	001-2027-452.20-99	GENERAL	80.00	
042813		PI4873 028156	00	05/29/2013	001-2027-452.20-99	GENERAL	240.36	
050513		PI4874 028156	00	05/29/2013	001-2027-452.20-99	GENERAL	450.00	
						VENDOR TOTAL *	850.36	
0002761	00	KIEFER & ASSOCIATES, ADOLPH						
280855		PI4987 028257	00	05/29/2013	001-2030-451.30-33	GENERAL	579.00	
280855		PI4988 028257	00	05/29/2013	001-2030-451.30-79	GENERAL	511.00	
						VENDOR TOTAL *	1,090.00	
9999999	00	KNOELL, ELAINE						
022813	KNOELL	000421	00	05/29/2013	001-1206-342.02-00	ELAINE KNOELL/AMB REFUND	68.19	
						VENDOR TOTAL *	68.19	
9999999	00	LEBAHN, ROD						
60916	LEBAHN	000430	00	05/29/2013	001-2029-347.00-00	RON LEBAHN/SBALL FNCL AID	48.75	
60915	LEBAHN	000431	00	05/29/2013	001-2029-347.00-00	ROD LEBAHN/SBALL FNCL AID	48.75	
						VENDOR TOTAL *	97.50	
0001215	00	LOU'S SPORTING GOODS						
AAG752305-AG03		PI5076 028232	00	05/29/2013	001-1209-421.30-52	GENERAL	125.00	
AAG752305-AG03		PI5077 028232	00	05/29/2013	001-1209-421.30-79	GENERAL	19.75	
						VENDOR TOTAL *	144.75	
0004126	00	MAINSTREET OF FREMONT INC						
050313		PI4995 028275	00	05/29/2013	024-0772-490.20-99	FIELD PURCHASE ORDER	5,000.00	
050313		PI4996 028275	00	05/29/2013	024-0772-490.30-79	FIELD PURCHASE ORDER	2,500.00	
						VENDOR TOTAL *	7,500.00	
9999999	00	MANKA, MAYNARD						
60855	MANKA	000424	00	05/29/2013	001-0000-202.04-00	MAYNARD MANKA/KEY DEPOSIT	30.00	
						VENDOR TOTAL *	30.00	

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0006212	00	MATHESON TRI-GAS INC						
06930148		PI4972 027603	00	05/29/2013	001-1206-422.30-32	BLANKET PURCHASE ORDER	30.17	
06942311		PI4973 027603	00	05/29/2013	001-1206-422.30-32	BLANKET PURCHASE ORDER	48.87	
VENDOR TOTAL *							79.04	
0001229	00	MENARDS - FREMONT						
24012		PI4917 027127	00	05/29/2013	001-1206-422.30-79	BLANKET PURCHASE ORDER	26.52	
24605		PI5017 027127	00	05/29/2013	001-1206-422.30-79	BLANKET PURCHASE ORDER	42.81	
24729		PI5018 027127	00	05/29/2013	001-1206-422.30-79	BLANKET PURCHASE ORDER	9.99	
24410		PI4919 027127	00	05/29/2013	001-2026-451.30-33	BLANKET PURCHASE ORDER	42.32	
23666		PI4912 027127	00	05/29/2013	001-2027-452.30-56	BLANKET PURCHASE ORDER	99.87	
23914		PI4915 027127	00	05/29/2013	001-2027-452.30-49	BLANKET PURCHASE ORDER	29.79	
23843		PI4822 027127	00	05/29/2013	001-2028-451.30-49	BLANKET PURCHASE ORDER	63.30	
23822		PI4914 027127	00	05/29/2013	001-2028-451.30-33	BLANKET PURCHASE ORDER	19.99	
23844		PI4999 028281	00	05/29/2013	001-2028-451.30-49	GENERAL	379.00	
24010		PI4916 027127	00	05/29/2013	001-2029-451.30-49	BLANKET PURCHASE ORDER	32.94	
24305		PI4918 027127	00	05/29/2013	001-2029-451.30-49	BLANKET PURCHASE ORDER	51.89	
23751		PI4913 027127	00	05/29/2013	001-2030-451.30-33	BLANKET PURCHASE ORDER	199.98	
24799		PI5019 027127	00	05/29/2013	001-2030-451.30-49	BLANKET PURCHASE ORDER	92.08	
VENDOR TOTAL *							1,090.48	
0003474	00	METROPOLITAN COMMUNITY COLLEGE						
220		PI4977 028078	00	05/29/2013	001-1206-422.20-13	GENERAL	2,072.00	
VENDOR TOTAL *							2,072.00	
0003474	00	METROPOLITAN COMMUNITY COLLEGE,CK GRP-1						
11-06-106	0513	PI5062 028019	00	05/29/2013	040-2037-490.60-18	FIELD PURCHASE ORDER	1,454.58	
VENDOR TOTAL *							1,454.58	
0004587	00	MID-STATE ENGINEERING & TESTING INC						
5652		PI4888 028303	00	05/29/2013	012-2032-431.45-20	FIELD PURCHASE ORDER	2,392.50	
VENDOR TOTAL *							2,392.50	
0002421	00	MOORE MEDICAL LLC						
97726245	1	PI4994 028272	00	05/29/2013	001-1206-422.30-33	GENERAL	259.34	
97731034	1	PI5060 027898	00	05/29/2013	001-1206-422.30-33	GENERAL	304.40	
VENDOR TOTAL *							563.74	
0001840	00	MURPHY TRACTOR & EQUIPMENT CO						
755824		PI5094 028301	00	05/29/2013	012-2025-431.30-56	FIELD PURCHASE ORDER	2,330.56	
VENDOR TOTAL *							2,330.56	
0003794	00	NEBR CUSTOM COVER						
31469		PI5020 027129	00	05/29/2013	001-2027-452.30-76	BLANKET PURCHASE ORDER	50.00	
VENDOR TOTAL *							50.00	
0003340	00	NEBR DEPT OF AERONAUTICS						
804644		PI4928 027145	00	05/29/2013	029-2034-466.20-99	BLANKET PURCHASE ORDER	EFT:	1,252.81
804644		PI4929 027145	00	05/29/2013	029-2034-490.60-02	BLANKET PURCHASE ORDER	EFT:	1,750.00

BANK: 00

VEND NO INVOICE NO	SEQ# VOUCHER NO	VENDOR NAME P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0003340	00	NEBR DEPT OF AERONAUTICS						
						VENDOR TOTAL *	.00	3,002.81
0003047 0629980	00	NEBR DEPT OF ROADS PI5061 028004	00	05/29/2013	012-2032-431.45-20	FIELD PURCHASE ORDER	98,686.39	
						VENDOR TOTAL *	98,686.39	
0006206 6130035	00	NEBR ENVIRONMENTAL PRODUCTS PI4976 027979	00	05/29/2013	012-2032-431.40-50	FIELD PURCHASE ORDER	142,892.00	
						VENDOR TOTAL *	142,892.00	
0005668 5408055 5408055	00	NEBR-IOWA INDUSTRIAL FASTENERS INC PI4978 028084 PI4979 028084	00	05/29/2013 05/29/2013	001-2027-452.20-99 001-2027-452.30-49	GENERAL GENERAL	13.39 75.65	
						VENDOR TOTAL *	89.04	
9999999 61058 NELSON	00	NELSON, KAREN 000429	00	05/29/2013	001-0000-202.04-00	KAREN NELSON/MOLLER DEP	50.00	
						VENDOR TOTAL *	50.00	
0001020 0397-106979 0397-108892 0397-106816 0397-109508 0397-109729 0397-105110 0397-105446 0397-105025 0397-105036 0397-110445	00	O'REILLY AUTOMOTIVE INC PI4923 027132 PI4823 027132 PI4922 027132 PI5021 027132 PI5022 027132 PI4779 027132 PI4780 027132 PI4920 027132 PI4921 027132 PI5089 027132	00	05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013	001-1206-422.30-56 001-1209-421.30-63 001-1209-421.30-63 001-1209-421.30-63 001-1209-421.30-63 012-2025-431.30-63 012-2025-431.30-63 012-2025-431.30-63 012-2025-431.30-63 012-2025-431.30-63	BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER	65.70 48.44 11.39 23.74 64.59 11.45- 42.04- 11.45 42.04 107.01	
						VENDOR TOTAL *	320.87	
0005807 0000239989	00	OCLC INC PI4860 027530	00	05/29/2013	001-2031-455.20-12	GENERAL	843.54	
						VENDOR TOTAL *	843.54	
0002888 689502-0 684360-0 684360-0 689502-0 687848-0 689814-0	00	OFFICENET PI4997 028280 PI4843 027195 PI4844 027195 PI4998 028280 PI5075 028228 PI4974 027631	00	05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013 05/29/2013	001-1002-415.30-31 001-1007-415.20-99 001-1007-415.30-31 001-2029-451.30-31 001-2031-455.30-31 001-2042-440.30-31	GENERAL BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER GENERAL GENERAL BLANKET PURCHASE ORDER	95.70 75.00 175.00 95.70 203.93 195.00	
						VENDOR TOTAL *	840.33	
0002919 565886 567563	00	PLATTE VALLEY EQUIPMENT LLC PI4924 027133 PI4824 027133	00	05/29/2013 05/29/2013	001-2027-452.30-56 012-2025-431.30-56	BLANKET PURCHASE ORDER BLANKET PURCHASE ORDER	250.79 10.10	

BANK: 00

VEND NO INVOICE NO	SEQ# VOUCHER NO	VENDOR NAME P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0002919	00	PLATTE VALLEY EQUIPMENT LLC						
567598		PI4825 027133	00	05/29/2013	012-2025-431.30-56	BLANKET PURCHASE ORDER	57.21	
567650		PI4925 027133	00	05/29/2013	012-2025-431.30-56	BLANKET PURCHASE ORDER	27.06	
567827		PI5023 027133	00	05/29/2013	012-2025-431.30-56	BLANKET PURCHASE ORDER	74.96	
567847		PI5025 027133	00	05/29/2013	012-2025-431.30-56	BLANKET PURCHASE ORDER	74.57	
567827		PI5024 027133	00	05/29/2013	029-2034-466.30-56	BLANKET PURCHASE ORDER	74.96	
567847		PI5026 027133	00	05/29/2013	029-2034-466.30-56	BLANKET PURCHASE ORDER	74.57	
						VENDOR TOTAL *	644.22	
0003989	00	PROGRESSIVE BUSINESS TECHNOLOGIES						
14844		PI4865 028135	00	05/29/2013	001-2031-455.20-60	GENERAL	85.00	
14844		PI4866 028135	00	05/29/2013	001-2031-455.30-31	GENERAL	703.00	
						VENDOR TOTAL *	788.00	
0004096	00	QUINN, JEFF						
052013		PI5086 028311	00	05/29/2013	001-2031-455.20-99	GENERAL	500.00	
						VENDOR TOTAL *	500.00	
0001289	00	RADIOSHACK CORPORATION						
033928		PI5027 027134	00	05/29/2013	012-2025-431.30-48	BLANKET PURCHASE ORDER	11.98	
						VENDOR TOTAL *	11.98	
0002876	00	RAWHIDE CHEMOIL INC						
148830		PI5083 028304	00	05/29/2013	001-2042-440.30-44	FIELD PURCHASE ORDER	954.91	
						VENDOR TOTAL *	954.91	
0006259	00	RAY ALLEN MANUFACTURING LLC						
291283		PI4983 028195	00	05/29/2013	001-1209-421.30-79	GENERAL	336.96	
						VENDOR TOTAL *	336.96	
0003505	00	RECORDED BOOKS LLC						
74716330		PI4851 027220	00	05/29/2013	001-2031-455.30-51	BLANKET PURCHASE ORDER	118.24	
						VENDOR TOTAL *	118.24	
0000298	00	RECREONICS INC						
627212		PI4989 028258	00	05/29/2013	001-2028-451.20-99	GENERAL	17.75	
627212		PI4990 028258	00	05/29/2013	001-2028-451.30-33	GENERAL	73.92	
627732		PI4991 028258	00	05/29/2013	001-2028-451.20-99	GENERAL	32.25	
627732		PI4992 028258	00	05/29/2013	001-2028-451.30-33	GENERAL	265.05	
626966		PI4984 028250	00	05/29/2013	001-2030-451.30-56	GENERAL	1,295.10	
						VENDOR TOTAL *	1,684.07	
9999999	00	RICE, JOANNE						
60792 RICE		000412	00	05/29/2013	001-2027-363.00-00	JOANNE RICE/GARDEN PLOT	30.00	
						VENDOR TOTAL *	30.00	
0004075	00	RR DONNELLEY						
856383100		PI4975 027880	00	05/29/2013	001-1209-421.30-35	GENERAL	80.80	
						VENDOR TOTAL *	80.80	

PROGRAM: GM339L

AS OF: 05/29/2013 CHECK DATE: 05/29/2013

City of Fremont

General Fund

BANK: 00

VEND NO	SEQ#	VENDOR NAME	INVOICE	VOUCHER	P.O.	BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	EFT, EPAY OR
NO		NO	NO	NO	DATE			NO	DESCRIPTION	AMOUNT	HAND-ISSUED
											AMOUNT
0001301	00	RUMPS FURNACE AND HARDWARE INC									
051613		PI5082 028265 00 05/29/2013						001-1209-421.20-60	GENERAL	250.00	
									VENDOR TOTAL *	250.00	
9999999	00	SCHALLER, AMY									
60825	SCHALLER	000411			00 05/29/2013			001-0000-202.04-00	AMY SCHALLER/MOLLER DEP	50.00	
									VENDOR TOTAL *	50.00	
0003453	00	SCHULZ, NIDA									
042513		PI4828 027153 00 05/29/2013						001-2029-451.20-99	BLANKET PURCHASE ORDER	60.00	
									VENDOR TOTAL *	60.00	
9999999	00	SHALIMAR GARDENS									
120812	STEFFEN	000419			00 05/29/2013			001-1206-342.02-00	ONOLEE STEFFEN/AMB REFUND	79.15	
									VENDOR TOTAL *	79.15	
0001308	00	SHERWIN-WILLIAMS CO									
4507-4		PI4926 027137 00 05/29/2013						012-2025-431.30-33	BLANKET PURCHASE ORDER	8.78	
									VENDOR TOTAL *	8.78	
0001316	00	SIFFRING LANDSCAPING & GARDEN CTR									
13713		PI4927 027138 00 05/29/2013						001-2027-452.30-58	BLANKET PURCHASE ORDER	39.00	
16813		PI5078 028238 00 05/29/2013						001-2031-455.20-60	GENERAL	665.13	
16813		PI5079 028238 00 05/29/2013						001-2031-455.30-58	GENERAL	529.87	
									VENDOR TOTAL *	1,234.00	
0006257	00	STAPLES - OMAHA									
3199763857		PI4993 028264 00 05/29/2013						001-1209-421.30-31	GENERAL	273.42	
3197502934		PI5068 028200 00 05/29/2013						001-1209-421.30-31	GENERAL	535.68	
3197502935		PI5069 028200 00 05/29/2013						001-1209-421.30-31	GENERAL	7.60	
3197502936		PI5070 028200 00 05/29/2013						001-1209-421.30-31	GENERAL	50.99	
3199763858		PI5071 028200 00 05/29/2013						001-1209-421.30-31	GENERAL	125.87-	
									VENDOR TOTAL *	741.82	
0002916	00	STEENBLOCK ERECTORS INC									
012940		PI5048 027281 00 05/29/2013						029-2034-466.20-60	FIELD PURCHASE ORDER	260.00	
012940		PI5049 027281 00 05/29/2013						029-2034-466.30-49	FIELD PURCHASE ORDER	138.00	
									VENDOR TOTAL *	398.00	
0005160	00	STRING BEANS, THE									
052013		PI5084 028309 00 05/29/2013						001-2031-455.20-99	GENERAL	1,200.00	
									VENDOR TOTAL *	1,200.00	
0006261	00	SURVEY MONKEY INC									
051613		PI4880 028244 00 05/29/2013						001-2031-455.20-65	GENERAL	300.00	
									VENDOR TOTAL *	300.00	
0006063	00	TITAN MACHINERY INC (VICTORS)									
2C13511		PI4826 027141 00 05/29/2013						001-2027-452.30-56	BLANKET PURCHASE ORDER	284.10	

BANK: 00

VEND NO INVOICE NO	SEQ# VOUCHER NO	VENDOR NAME P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0006063	00	TITAN MACHINERY INC		(VICTORS)				
						VENDOR TOTAL *	284.10	
0004745 238068	00	UNIQUE MANAGEMENT SERVICES INC PI4852 027228	00	05/29/2013	001-2031-455.20-99	BLANKET PURCHASE ORDER	107.40	
						VENDOR TOTAL *	107.40	
9999999 060812	00	UNITED HEALTHCARE MUELLER 000418	00	05/29/2013	001-1206-342.02-00	LANDON MUELLER/AMB REFUND	556.75	
						VENDOR TOTAL *	556.75	
0006269 052013	00	UNIV OF NEBR - LINCOLN PI5087 028314	00	05/29/2013	001-2031-455.20-70	GENERAL	155.00	
						VENDOR TOTAL *	155.00	
9999999 60826	00	VICENTE, GUADALUPE VICENTE 000410	00	05/29/2013	001-0000-202.04-00	GUADALUPE VICENTE/CA DEP	60.00	
						VENDOR TOTAL *	60.00	
0005883 81921	00	VIDACARE CORP PI4886 028271	00	05/29/2013	001-1206-422.30-33	GENERAL	584.34	
						VENDOR TOTAL *	584.34	
9999999 60692	00	WAY, RON WAY 000416	00	05/29/2013	001-0000-202.04-00	RON WAY/CF MTG ROOM DEP	50.00	
						VENDOR TOTAL *	50.00	
0005116 9696	00	WIESE PLUMBING & EXCAVATING INC PI5059 027508	00	05/29/2013	001-2030-451.20-60	BLANKET PURCHASE ORDER	54.00	
						VENDOR TOTAL *	54.00	
0005339 050713	00	WIMER, DALLAS PI4937 027159	00	05/29/2013	001-2027-452.20-99	BLANKET PURCHASE ORDER	306.00	
						VENDOR TOTAL *	306.00	
0005518 4027272630	00	WINDSTREAM OF THE MIDWEST INC 0513PI4832 027170	00	05/29/2013	001-1015-415.20-12	BLANKET PURCHASE ORDER	102.19	
						VENDOR TOTAL *	102.19	
		00 General Fund				BANK TOTAL *	389,103.72	3,002.81

BANK: 02

VEND NO	SEQ#	VENDOR NAME							EFT, EPAY OR
INVOICE		VOUCHER	P.O.	BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	HAND-ISSUED
NO		NO	NO		DATE	NO	DESCRIPTION	AMOUNT	AMOUNT
0001131	00	FREMONT TRIBUNE							
72791		PI4834	027176	02	05/29/2013	011-2059-465.20-33	BLANKET PURCHASE ORDER	4.91	
VENDOR TOTAL *								4.91	
02 Special Revenue								BANK TOTAL *	4.91



PREPARED 05/23/2013, 10:34:29  
PROGRAM: GM339L  
City of Fremont  
Keno Fund

EXPENDITURE APPROVAL LIST  
AS OF: 05/29/2013 CHECK DATE: 05/29/2013

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BANK: 04

VEND NO	SEQ#	VENDOR NAME	BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	EFT, EPAY OR
INVOICE		VOUCHER P.O.		DATE	NO	DESCRIPTION	AMOUNT	HAND-ISSUED
NO		NO NO						AMOUNT
0003400	00	VILLAGE OF INGLEWOOD						
APRIL 2013		PI4853 027238	04	05/29/2013	020-2066-490.60-15	FIELD PURCHASE ORDER	2,121.56	
						VENDOR TOTAL *	2,121.56	
			04	Keno Fund		BANK TOTAL *	2,121.56	

PREPARED 05/23/2013, 10:34:29  
PROGRAM: GM339L  
City of Fremont  
CDBG Clearing

EXPENDITURE APPROVAL LIST  
AS OF: 05/29/2013 CHECK DATE: 05/29/2013

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BANK: 08

VEND NO	SEQ#	VENDOR NAME	BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	EFT, EPAY OR
INVOICE	VOUCHER	P.O.		DATE	NO	DESCRIPTION	AMOUNT	HAND-ISSUED
NO	NO	NO						AMOUNT
0006189	00	BRONTE HOLDINGS I LLC						
241		PI5055 027364 08 05/29/2013	08	05/29/2013	031-0782-465.70-00	BLANKET PURCHASE ORDER	15,324.00	
						VENDOR TOTAL *	15,324.00	
0006195	00	GRACE PRESBYTERIAN CHURCH						
40216		PI5056 027367 08 05/29/2013	08	05/29/2013	031-0782-465.70-00	BLANKET PURCHASE ORDER	18,373.00	
						VENDOR TOTAL *	18,373.00	
0003608	00	NORTHEAST NEBR ECONOMIC DEV DIST						
13743		PI4859 027502 08 05/29/2013	08	05/29/2013	031-0782-465.20-99	BLANKET PURCHASE ORDER	5,006.00	
10-CR-003	0513	PI5057 027502 08 05/29/2013	08	05/29/2013	031-0782-465.70-00	BLANKET PURCHASE ORDER	2,771.00	
11-CR-003	0513	PI5058 027502 08 05/29/2013	08	05/29/2013	031-0782-465.70-00	BLANKET PURCHASE ORDER	2,881.00	
						VENDOR TOTAL *	10,658.00	
		08 CDBG Clearing				BANK TOTAL *	44,355.00	

PREPARED 05/23/2013, 10:34:29  
PROGRAM: GM339L  
City of Fremont  
E911

EXPENDITURE APPROVAL LIST  
AS OF: 05/29/2013 CHECK DATE: 05/29/2013

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BANK: 09

VEND NO	SEQ#	VENDOR NAME	INVOICE	VOUCHER	P.O.	BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	EFT, EPAY OR
NO			NO	NO	NO		DATE	NO	DESCRIPTION	AMOUNT	HAND-ISSUED
											AMOUNT
0002675	00	CENTURYLINK (QWEST)									
402D250077	0513	PI5039 027177	09	05/29/2013				033-0789-421.20-12	BLANKET PURCHASE ORDER	80.76	
402D250137	0513	PI5040 027177	09	05/29/2013				033-0789-421.20-12	BLANKET PURCHASE ORDER	85.56	
									VENDOR TOTAL *	166.32	
0006167	00	ELKHORN WEST CONSTRUCTION INC									
2911209	B14212	PI5004 026949	09	05/29/2013				033-0789-421.45-13	FIELD PURCHASE ORDER	6,319.04	
									VENDOR TOTAL *	6,319.04	
0001131	00	FREMONT TRIBUNE									
72819		PI4835 027176	09	05/29/2013				033-0789-421.20-33	BLANKET PURCHASE ORDER	4.58	
72858		PI5038 027176	09	05/29/2013				033-0789-421.20-33	BLANKET PURCHASE ORDER	3.60	
									VENDOR TOTAL *	8.18	
0000930	00	GREAT PLAINS COMMUNICATIONS INC									
9926520001	0513	PI5028 027161	09	05/29/2013				033-0789-421.20-12	BLANKET PURCHASE ORDER	92.32	
									VENDOR TOTAL *	92.32	
0004678	00	LANGUAGE LINE SERVICES									
3156514		PI4831 027169	09	05/29/2013				033-0789-421.20-99	BLANKET PURCHASE ORDER	13.05	
									VENDOR TOTAL *	13.05	
0006103	00	MCCOOKNET INC									
130510-0097		PI4971 027555	09	05/29/2013				033-0789-421.20-12	GENERAL	99.00	
									VENDOR TOTAL *	99.00	
0006257	00	STAPLES - OMAHA									
3199082550		PI4879 028237	09	05/29/2013				033-0789-421.30-79	BLANKET PURCHASE ORDER	189.99	
									VENDOR TOTAL *	189.99	
0004196	00	WESTEL SYSTEMS									
4026542437	0513	PI4830 027164	09	05/29/2013				033-0789-421.20-12	BLANKET PURCHASE ORDER	169.52	
									VENDOR TOTAL *	169.52	
									BANK TOTAL *	7,057.42	

09 E911



PREPARED 05/23/2013, 10:34:29  
PROGRAM: GM339L  
City of Fremont  
Community Development Agency of COF

EXPENDITURE APPROVAL LIST  
AS OF: 05/29/2013 CHECK DATE: 05/29/2013

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VEND NO	SEQ#	VENDOR NAME							EFT, EPAY OR
INVOICE		VOUCHER	P.O.	BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	HAND-ISSUED
NO		NO	NO		DATE	NO	DESCRIPTION	AMOUNT	AMOUNT
0005221	00	EAGLE DISTRIBUTING							
6668	04/2013	000438		13	05/29/2013	017-0730-465.60-05	TCK LEASING LLC - TIF	29,917.25	
6668	01/2013	000439		13	05/29/2013	017-0730-465.60-05	TCK LEASING LLC - TIF	85.48	
							VENDOR TOTAL *	30,002.73	
0005065	00	FREMONT CONTRACT CARRIERS INC							
6669	04/2013	000432		13	05/29/2013	017-0730-465.60-05	JAKK INV - TIF	41,741.14	
6669	01/2013	000433		13	05/29/2013	017-0730-465.60-05	JAKK INV - TIF	237.36	
							VENDOR TOTAL *	41,978.50	
0005219	00	LOGGER INVESTMENTS							
6667	04/2013	000436		13	05/29/2013	017-0730-465.60-05	LOGGER - TIF	12,505.40	
6667	01/2013	000437		13	05/29/2013	017-0730-465.60-05	LOGGER - TIF	286.11	
							VENDOR TOTAL *	12,791.51	
0005084	00	MDI LIMITED PARTNERSHIP #36							
6666	01/2013	000434		13	05/29/2013	017-0730-465.60-05	MDI - TIF	39.43	
6666	04/2013	000435		13	05/29/2013	017-0730-465.60-05	MDI - TIF	13,640.88	
							VENDOR TOTAL *	13,680.31	
				13	Community Development Agency of COF		BANK TOTAL *	98,453.05	
							EFT/EPAY TOTAL ***		3,002.81
							TOTAL EXPENDITURES ****	543,909.12	3,002.81
							GRAND TOTAL *****		546,911.93

Prepared 5/21/13, 9:05:11  
Pay Date 5/23/13  
Primary FIRST NATIONAL BANK

CITY of FREMONT  
Direct Deposit Register

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Program PR530L

Account Number		Employee Name	Social Security	Deposit Amount		
					Final Total	193,650.10
					Count	221

## STAFF REPORT

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: KIM VOLK, CITY CLERK/TREASURER  
DALE SHOTKOSKI, CITY ADMINISTRATOR

DATE: May 23, 2013

SUBJECT: CONSUME ALCOHOL

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Recommendation: Approve Resolution permitting consumption of alcohol on City property

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Background: Per State Statute permission to consume on public property must be approved local government.

**#7**

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF FREMONT, NEBRASKA, APPROVING CONSUMPTION OF ALCOHOLIC BEVERAGES ON CITY PROPERTY AS FOLLOWS: CITY AUDITORIUM (7/27/13, 6/15/13, 10/11/14, 6/21/14), CHRISTENSEN FIELD (8/29/13).

Requestor:	Date:	Purpose:	City Property:
Cody Hull	July 27, 2013	wedding reception	City Auditorium
Janet Roman	June 15, 2013	birthday	City Auditorium
Kayla Hansen	October 11, 2014	wedding reception	City Auditorium
Victoria Ahl	June 21, 2014	wedding reception	City Auditorium
Brad Victor	August 29, 2013	combine clinic	Christensen Field

PASSED AND APPROVED THIS 28 DAY OF MAY, 2013

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Scott Getzschman, Mayor

ATTEST:

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Kimberly Volk, MMC, City Clerk



CITY OF  
**FREMONT**  
NEBRASKA PATHFINDERS

PARKS & RECREATION DEPARTMENT  
Alcohol Request Form

TO: Honorable Mayor and City Council  
City of Fremont  
400 E. Military  
Fremont, NE 68025

Date: March 1<sup>st</sup>, 2013

On behalf of Cody Hull / Lacy Snow, I respectfully request permission  
Organization or Individual

to consume alcohol beverages on July 27<sup>th</sup>, 2013 at City Auditorium  
Date Location

for a Wedding Reception  
Type of Event

**\*\*Please indicate which facility you will be renting\*\***

☒ **Christensen Field or City Auditorium**

I understand that I must contract with a retail liquor license holder to procure a special designated permit from the City Council and the Nebraska Liquor Control Commission. The City Council meets the 2<sup>nd</sup> and last Tuesday of every month. The alcohol caterer can advise you of necessary time frames or you can call the City Clerk's office with questions regarding Special Designated Permits at 402/727-2633. I further understand that I must hire security for the event in the number as required by the Parks and Recreation Department and the Chief of Police. The security must be hired at least two weeks prior to the event.

☐ **Moller Center**

I understand that I have been designated as the individual responsible for ensuring that minors are not served alcoholic beverages at this event. If there is an exchange of money for alcohol or setups or the event is open to the public (not by invitation only) and liquor is consumed on any basis, you need a Special Designated Permit from the City Council and the Nebraska Liquor Control Commission as described above.

**I have read and understand the printed requirements for the facility that I have indicated above:**

Cody Hull  
Print Name

Cody Hull  
Signature

310 W. Waring St.  
Address

402-403-2294  
Phone

Valley, NE, 68064  
City/State/Zip

CITY OF  
**FREMONT**  
NEBRASKA PATHFINDERS

PERMISSION TO CONSUME ALCOHOL ON CITY PROPERTY FORM  
RETURN FORM **IMMEDIATELY** TO THE OFFICE OF THE CITY CLERK. EMAIL, FAX OR MAIL THE FORM:  
CITY CLERK, 400 EAST MILITARY, FREMONT NE 68025 FAX: 402.727.2778

WWW.CITYOFFREMONTNE.GOV OR WWW.MONTOSH@FREMONTNE.GOV

*You cannot consume alcohol on City property without City Council approval. City Council meets the 2<sup>nd</sup> and last Tuesday of every month. Agenda deadline is Thursday before the meeting.*

On behalf of Janet Roman, I respectfully request permission  
Organization or Individual  
to consume alcohol beverages on 6.15.13 at city auditorium  
Date Location  
for a birthday luau/cena  
Type of Event

**\*\*Please indicate which facility you will be renting\*\***

☒ **Christensen Field or City Auditorium**

I understand that I must contract with a retail liquor license holder to procure a **special designated permit** from the City Council and the Nebraska Liquor Control Commission. The City Council meets the 2<sup>nd</sup> and last Tuesday of every month. The alcohol caterer can advise you of necessary time frames or you can call the City Clerk's office with questions regarding Special Designated Permits at 402/727-2633. I further understand that I must hire security for the event in the number as required by the Parks and Recreation Department and the Chief of Police. The security must be hired at least two weeks prior to the event.

☐ **Moller Center**

I understand that I have been designated as the individual responsible for ensuring that minors are not served alcoholic beverages at this event. If there is an exchange of money for alcohol or setups or the event is open to the public (not by invitation only) and liquor is consumed on any basis, you need a Special Designated Permit from the City Council and the Nebraska Liquor Control Commission as described above.

**I have read and understand the printed requirements for the facility that I have indicated above:**

Janet Roman  
Print Name  
2235 Parkview Dr  
Fremont, Ne 68025  
Address City State & Zip

Janet Roman  
Signature  
402) 721-5925  
Phone

CITY OF  
**FREMONT**  
NEBRASKA PATHFINDERS

PERMISSION TO CONSUME ALCOHOL ON CITY PROPERTY FORM

RETURN FORM **IMMEDIATELY** TO THE OFFICE OF THE CITY CLERK. EMAIL, FAX OR MAIL THE FORM:

CITY CLERK, 400 EAST MILITARY, FREMONT NE 68025

FAX: 402.727.2778

400 E. 2ND FREMONT NE 68025 OR PO BOX 100105 FREMONT NE 68025

*You cannot consume alcohol on City property without City Council approval. City Council meets the 2<sup>nd</sup> and last Tuesday of every month. Agenda deadline is Thursday before the meeting.*

On behalf of Kayla Hansen / Michael Petersen, I respectfully request permission  
Organization or Individual

to consume alcohol beverages on Oct 11, 2014 at Fremont City Auditorium  
Date Location

for a Wedding Reception  
Type of Event

**\*\*Please indicate which facility you will be renting\*\***

☒ **Christensen Field or City Auditorium**

I understand that I must contract with a retail liquor license holder to procure a **special designated permit** from the City Council and the Nebraska Liquor Control Commission. The City Council meets the 2<sup>nd</sup> and last Tuesday of every month. The alcohol caterer can advise you of necessary time frames or you can call the City Clerk's office with questions regarding Special Designated Permits at 402/727-2633. I further understand that I must hire security for the event in the number as required by the Parks and Recreation Department and the Chief of Police. The security must be hired at least two weeks prior to the event.

☐ **Moller Center**

I understand that I have been designated as the individual responsible for ensuring that minors are not served alcoholic beverages at this event. If there is an exchange of money for alcohol or setups or the event is open to the public (not by invitation only) and liquor is consumed on any basis, you need a Special Designated Permit from the City Council and the Nebraska Liquor Control Commission as described above.

**I have read and understand the printed requirements for the facility that I have indicated above:**

Kayla G Hansen  
Print Name

Kayla G Hansen  
Signature

796 W 11<sup>th</sup> St Apt C  
Address City State & Zip

402-720-4078  
Phone

CITY OF  
**FREMONT**  
NEBRASKA PATHFINDERS

# PERMISSION TO CONSUME ALCOHOL ON CITY PROPERTY FORM

**RETURN FORM IMMEDIATELY TO THE OFFICE OF THE CITY CLERK. EMAIL, FAX OR MAIL THE FORM:**

CITY CLERK, 400 EAST MILITARY, FREMONT NE 68025 FAX: 402.727.2778

KIM.VOLK@FREMONTNE.GOV OR LYNNE.MCINTOSH@FREMONTNE.GOV

*You cannot consume alcohol on City property without City Council approval. City Council meets the 2<sup>nd</sup> and last Tuesday of every month. Agenda deadline is Thursday before the meeting.*

On behalf of Victoria Ahl, I respectfully request permission  
**Organization or Individual**

to consume alcohol beverages on June 21, 2014 at City Auditorium  
Date Location

for a Wedding Reception

**\*\*Please indicate which facility you will be renting\*\***

☒ **Christensen Field or City Auditorium**

I understand that I must contract with a retail liquor license holder to procure a **special designated permit** from the City Council and the Nebraska Liquor Control Commission. The City Council meets the 2<sup>nd</sup> and last Tuesday of every month. The alcohol caterer can advise you of necessary time frames or you can call the City Clerk's office with questions regarding Special Designated Permits at 402/727-2633. I further understand that I must hire security for the event in the number as required by the Parks and Recreation Department and the Chief of Police. The security must be hired at least two weeks prior to the event.

☐ **Moller Center**

I understand that I have been designated as the individual responsible for ensuring that minors are not served alcoholic beverages at this event. If there is an exchange of money for alcohol or setups or the event is open to the public (not by invitation only) and liquor is consumed on any basis, you need a Special Designated Permit from the City Council and the Nebraska Liquor Control Commission as described above.

**I have read and understand the printed requirements for the facility that I have indicated above:**

Victoria Ahl  
Print Name

Vinitha  
Signature

2647 Idaho Ave fremont  
Address City State & Zip NE 68025

402.608.0174

---

Phone

CITY OF  
**FREMONT**  
NEBRASKA PATHFINDER

PERMISSION TO CONSUME ALCOHOL ON CITY PROPERTY FORM

RETURN FORM **IMMEDIATELY** TO THE OFFICE OF THE CITY CLERK. EMAIL, FAX OR MAIL THE FORM:

CITY CLERK, 400 EAST MILITARY, FREMONT NE 68025

FAX: 402.727.2778

400 E. 2ND FREMONT NE 68025 OR 400 E. 2ND FOS - FREMONT NE 68025

*You cannot consume alcohol on City property without City Council approval. City Council meets the 2<sup>nd</sup> and last Tuesday of every month. Agenda deadline is Thursday before the meeting.*

On behalf of VICTORS, I respectfully request permission  
Organization or Individual

to consume alcohol beverages on 8/29/2013 at Christensen Field  
Date Location

for a COMBINE CLINIC  
Type of Event

**\*\*Please indicate which facility you will be renting\*\***

☒ **Christensen Field or City Auditorium**

I understand that I must contract with a retail liquor license holder to procure a **special designated permit** from the City Council and the Nebraska Liquor Control Commission. The City Council meets the 2<sup>nd</sup> and last Tuesday of every month. The alcohol caterer can advise you of necessary time frames or you can call the City Clerk's office with questions regarding Special Designated Permits at 402/727-2633. I further understand that I must hire security for the event in the number as required by the Parks and Recreation Department and the Chief of Police. The security must be hired at least two weeks prior to the event.

☐ **Moller Center**

I understand that I have been designated as the individual responsible for ensuring that minors are not served alcoholic beverages at this event. If there is an exchange of money for alcohol or setups or the event is open to the public (not by invitation only) and liquor is consumed on any basis, you need a Special Designated Permit from the City Council and the Nebraska Liquor Control Commission as described above.

**I have read and understand the printed requirements for the facility that I have indicated above:**

VICTORS EQUIPMENT - BRAD VIKTOR  
Print Name

Brad T. Viktor  
Signature

3701 W. Hwy 30 Fremont, Ne 68025  
Address City State & Zip

402-727-4200  
Phone

## STAFF REPORT

**TO:** Honorable Mayor and City Council

**FROM:** Kimberly Volk, City Clerk/Treasurer  
Dale Shotkoski, City Administrator

**DATE:** May 23, 2013

**SUBJECT:** Special Designated Permits

---

**Recommendation:** Move to approve Resolution.

---

**Background:** The Police Department does not have any issues with the request. Events will be monitored for compliance with all rules and regulations.

**Fiscal Impact:** n/a

**#8**

RESOLUTION NO.

**A Resolution of the City Council of the City of Fremont, Nebraska, approving Special Designated Permits for: Rise's Drive-In (6/29/13);**

RESOLVED: That the Fremont City Council approve the Special Designated Permit applications as outlined herein:

<u>Requestor</u>	<u>Property</u>	<u>Date</u>	<u>Purpose</u>
Rise's Drive-In Liquor	1710 West 16th	June 29, 2013	reception

PASSED AND APPROVED THIS 28th DAY OF May, 2013.

---

SCOTT GETZSCHMAN, MAYOR

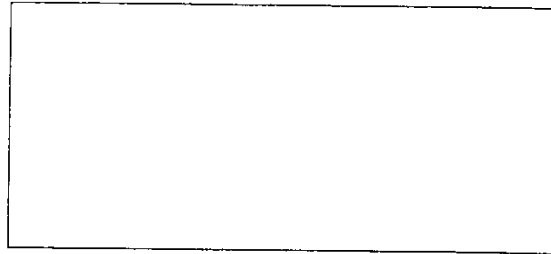
ATTEST:

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Kimberly Volk, MMC, City Clerk

**APPLICATION FOR SPECIAL  
DESIGNATED LICENSE**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: www.lcc.ne.gov/



DO YOU NEED POSTERS? YES ☐ NO ☒

RETAIL LICENSE HOLDERS ☒

NON PROFIT APPLICANTS ☐

Non Profit Status (check one that best applies)

Municipal ☐ Political ☐ Fine Arts ☐ Fraternal ☐ Religious ☐ Charitable ☐ Public Service ☐

**COMPLETE ALL QUESTIONS**

1. Type of alcohol to be served and/or consumed: Beer ☒ Wine ☒ Distilled Spirits ☒

2. Liquor license number and class (i.e. C-55441)  
(If you're a nonprofit organization leave blank)

DK-74918

3. Licensee name (last, first,), corporate name or limited liability company (LLC) name  
(As it reads on your liquor license)

NAME: Rise's DRIVE-IN LIQUOR, INC.

ADDRESS: 1900 E. MILITARY AVE #284

CITY Fremont, NE ZIP 68025

4. Location where event will be held; name, address, city, county, zip code

BUILDING NAME CHRISTENSEN FIELD

ADDRESS: 1710 W. 16<sup>TH</sup> ST. CITY Fremont, NE

ZIP 68025 COUNTY and COUNTY # DOUGLAS #5

a. Is this location within the city/village limits? YES ☒ NO ☐

b. Is this location within the 150' of church, school, hospital or home  
for aged/indigent or for veterans and/or wives? YES ☐ NO ☒

c. Is this location within 300' of any university or college campus? YES ☐ NO ☒



5. Date(s) and Time(s) of event (no more than six (6) consecutive days on one application)

Date <u>JUNE 29<sup>th</sup></u>	Date	Date	Date	Date	Date
Hours From <u>1:00 pm</u>	Hours From	Hours From	Hours From	Hours From	Hours From
To <u>1:00 am</u>	To	To	To	To	To

a. Alternate date: \_\_\_\_\_

b. Alternate location: \_\_\_\_\_  
(Alternate date or location must be specified in local approval)

6. Indicate type of activity to be carried on during event:

☐ Dance ☒ Reception ☐ Fund Raiser ☐ Beer Garden ☐ Sampling/Tasting  
☐ Other \_\_\_\_\_

7. Description of area to be licensed

Inside building, dimensions of area to be covered IN FEET 150' x 120'  
(not square feet or acres)

\*Outdoor area dimensions of area to be covered IN FEET \_\_\_\_\_ x \_\_\_\_\_

\*SKETCH OF OUTDOOR AREA (or attach copy of sketch)

If outdoor area, how will premises be enclosed?

☐ Fence; snow fence ☐ chain link ☐ cattle panel ☐ other \_\_\_\_\_

☐ Tent

8. How many attendees do you expect at event? 300

9. If over 150 attendees. Indicate the steps that will be taken to prevent underage persons from obtaining alcohol beverages. (Attach separate sheet if needed)

Security Guards & Wrist Bands

10. Will premises to be covered by license comply with all Nebraska sanitation laws? YES ☒ NO ☐

a. Are there separate toilets for both men and women? YES ☒ NO ☐

11. **Retailer:** Will you be purchasing your alcohol from a wholesaler? YES ☒ NO ☐  
**Non-Profit:** Where will you be purchasing your alcohol?

Wholesaler ☐ Retailer ☐ Both ☐ BYO ☐  
(includes wineries)

12. Will there be any games of chance operating during the event? YES ☐ NO ☒

If so, describe activity \_\_\_\_\_

**NOTE:** Only games of chance approved by the Department of Revenue, Charitable Gaming Division are permitted. All other forms of gambling are prohibited by State Law. There are no exceptions for Non Profit Organizations or any events raising funds for a charity. This is only an application for a Special Designated License under the Liquor Control Act and is not a gambling permit application.

13. Any other information or requests for exemptions: \_\_\_\_\_

14. Name and **telephone number/cell phone number** of immediate supervisor. This person will be at the location of the event when it occurs, able to answer any questions from Commission and/or law enforcement before and during the event, and who will be responsible for ensuring that any applicable laws, ordinances, rules and regulations are adhered to. **PLEASE PRINT LEGIBLY**

Print name of Event Supervisor Jeff Rife

Signature of Event Supervisor [Signature]

Phone of Event Supervisor: Before 402-721-7778 During 402-719-9689

Consent of Authorized Representative/Applicant

15. I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

sign  
here

[Signature]  
Authorized Representative/Applicant

MANAGER  
Title

5-14-13  
Date

JEFF RIFE  
Print Name

This individual must be listed on the application as an officer or stockholder unless a letter has been filed appointing an individual as the catering manager allowing them to sign all SDL applications.

The law requires that no special designated license provided for by this section shall be issued by the Commission without the approval of the local governing body. For the purposes of this section, the local governing body shall be the city or village within which the particular place for which the special designated license is requested is located, or if such place is not within the corporate limits of a city or village, then the local governing body shall be the county within which the place for which the special designated license is requested is located.

## STAFF REPORT

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: KIM VOLK, CITY CLERK/TREASURER  
DALE SHOTKOSKI, CITY ADMINISTRATOR

DATE: May 23, 2013

SUBJECT: CEMENT WORKER APPLICATION

---

Recommendation: Move to approve the cement worker application of Aaron Karr & Aaron Karr Construction.

---

Background: Cement workers are required to apply for their first license with the City Council as there is not an examination given. There is no need to reapply with the City Council as long as the applicant keeps their license in force every year. Licensed cement/asphalt workers have a 60 day grace period to renew their license after April 1<sup>st</sup> of every year.

Applicant Aaron Karr was licensed as a cement worker in Fremont in 2006

CITY OF  
**FREMONT**  
NEBRASKA PATHFINDERS

LICENSE APPLICATION

Position	Fee	Bond	Term
FMC 10-322 Cement Work/Asphalt/Excavate	20.00	5,000.00	April 1st to April 1st of each year
FMC 10-315 House Mover	25.00	5,000.00	April 1st to April 1st of each year

TO THE FREMONT MAYOR AND COUNCIL:

The undersigned does hereby make application for license as Concrete Work

License should be issued to Arion Karr Const.

License shall be used by applicant as the sole owner of business, which will be conducted under the name of Arion Karr at Arion Karr Construction

(If applicant is not sole owner, set out the other owners: \_\_\_\_\_)

Applicant telephone number at place of business or where can be reached 402-720-7493

To enable the Mayor and Council to determine whether an applicant possesses the necessary qualifications to obtain said license, applicant, under oath does hereby state:

I have had 25 years of practical experience in this type of work at the following places (Cover the last five years)

Have Done Concrete in Fremont for the past 15 years

I have the following technical education: None

I give you the following references: Arion Redi mix - Travis Mumbert

Applicant agrees to comply with all licensing requirements should Council approve this application. Applicant agrees to comply with and is willing to be governed, in all respects, by the ordinances and laws now in effect or to be hereafter adopted by the City of Fremont.

**IMPORTANT!** After obtaining your license, please go to the 3<sup>rd</sup> floor of Municipal Building to obtain rules and regulations concerning concrete work.

Dated 4-30-2013

Arion Karr  
Signature

## STAFF REPORT

**TO:** Mayor and City Council

**FROM:** Rian Harkins, AICP, Planning Director  
Dale Shotkoski, City Administrator

**DATE:** May 23, 2013

**SUBJECT:** Consider request of Fremont Rotary Club to close west lane of Airport Road for overflow parking for Fly-In Breakfast at Fremont Municipal Airport on August 25, 2013 from 7:30 a.m. to 11:30 a.m.

---

Recommendation: Staff recommends approval

---

**Background:** This is an annual request from the Fremont Rotary Club as part of their annual event, and involves closing one lane of Airport Road. The normal costs associated for staff's time to assist with this event is around \$500.

**#10**

May 13, 2013

Dale Shotkoski  
Fremont City Administrator  
400 East Military Avenue  
Fremont, NE 68025

RE: Fremont Rotary Club Fly-In Breakfast

Dear Dale:

On Sunday, August 25, 2013, the Fremont Rotary Club will be sponsoring a Fly-In Breakfast from 7:30 to 11:30 AM in conjunction with Fremont Aviation, Inc. with net proceeds being used to support area youth activities and projects.

I am writing to request permission from the City of Fremont to allow patrons to park on Airport Road and on public property adjacent to the public road if necessary, in the event the parking in the airport area becomes full. In the past, the Parks and Recreation Department has been extremely helpful in organizing the tables and chairs. The Fremont Street Department has furnished 10-12 cones to be placed in the middle of Airport Road west lane. The City has also provided four large trash cans with liners. Would you please kindly place this matter on the agenda and provide me with notice of the applicable council meeting so I can appear on behalf of Rotary if necessary.

We are hopeful that this event will promote youth, general aviation, and also supplement other activities which may be planned in the Fremont area for the same day. Any assistance which the City can provide will be greatly appreciated by all. Thank you and I look forward to hearing from you.

Thank you for your time and attention to this matter.

Sincerely,

Nathan Kinnaman, Rotary Fly-In Chair  
230 N Main St  
Fremont, NE 68025  
402-721-7910

## STAFF REPORT

**TO:** Mayor and City Council

**FROM:** Rian Harkins, AICP, Planning Director  
Dale Shotkoski, City Administrator

**DATE:** May 23, 2013

**SUBJECT:** Consider request to remove existing trailer and erect new residence with attached garage and deck at 1300 West South #39 at Rainbow Lake, located in part of the SE ¼ SW ¼ of Section 22 and part of the E ½ of the NW ¼ of Section 17, all in Township 17 North, Range 8 East of the 6th P.M., Dodge County, Nebraska, as part of a permitted conditional use. Article 4, Table 4-2. RL – Lake and River Residential District (Rainbow Fleet of Lincoln, Inc. and Bradley and Susan Anderson).

---

**Recommendation:** Staff recommends approval.

---

**Request:** The applicant seeks approval of a conditional use permit in order to erect a new residence on Rainbow Lake.

**Background:** The request is for the Rainbow lake area south of the intersection of West Military and Ridge Road. The proposed CUP is for a new residence on Lot #39. The conditional use permit is necessary due to the proposal of erecting a new structure. The homeowners association of Rainbow Lake has recommended approval.

The area is zoned RL Lake and River Residential, as are the surrounding tracts of land. Land uses in this area are residential in nature, either as primary or secondary homes.

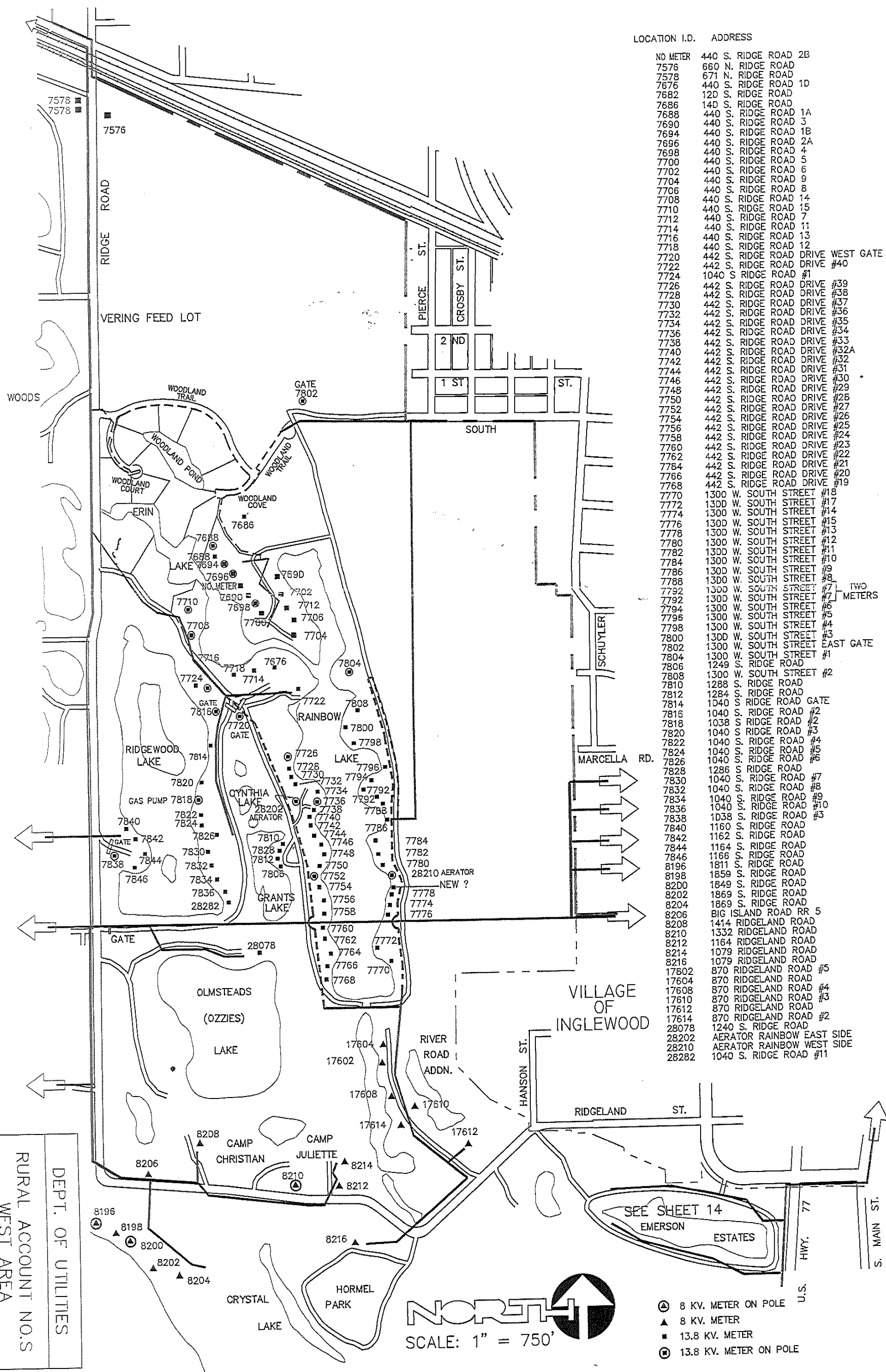
The Planning Commission voted 6-0 to approve this item on 20 May 2013.

**Findings:** The proposed conditional use will be in compliance with the requirements of the RL Lake and River Residential zoning district as well as meeting the intent of the Future land Use Plan, and is in conformance with the proposed Comprehensive Plan, Blueprint for Tomorrow.

	CRITERIA	Compliance
Land Use Compatibility		
Development Density	Site area per unit or floor area ratio should be similar to surrounding uses if not separated by major natural or artificial features.	Yes
Height and Scale		
Height and Bulk	Development should minimize differences in height and building size from surrounding structures. Differences should be justified by urban design considerations.	Yes
Setbacks	Development should respect pre-existing setbacks in surrounding area. Variations should be justified by site or operating characteristics.	Yes
Building Coverage	Building coverage should be similar to that of surrounding development of possible. Higher coverage should be mitigated by landscaping or site amenities.	Yes

Site Development		
Frontage	Project frontage along a street should be similar to lot width.	Yes
Parking and Internal Circulation	Parking should serve all structures with minimal conflicts between pedestrians and vehicles.	Yes
	All structures must be accessible to public safety vehicles.	Yes
	Development must have access to adjacent public streets and ways. Internal circulation should minimize conflicts and congestion at public access points.	Yes
Landscaping	Landscaping should be integral to the development, providing street landscaping, breaks in uninterrupted paved areas, and buffering where required by surrounding land uses. Parts of site with sensitive environmental features or natural drainage ways should be preserved.	Yes
Building Design	Architectural design and building materials should be compatible with surrounding areas or highly visible locations	Yes
Operating Characteristics		
Traffic Capacity	Project should not obstruct traffic on adjacent streets. Compensating improvements will be required to mitigate impact on street system operations.	Yes
External Traffic Effects	Project design should direct non-residential traffic away from residential areas.	Yes
Operating Hours	Projects with long operating hours must minimize effects on surrounding residential areas.	Yes
Outside Storage	Outside storage areas must be screened from surrounding streets and less intensive land uses.	Yes
Public Facilities		
Sanitary Waste Disposal	Developments within 500 feet of a public sanitary sewer must connect to sewer system. Individual disposal systems, if permitted, shall not adversely affect public health, safety, or welfare.	Yes
	Sanitary sewer must have adequate capacity to serve development.	Yes
Utilities	Project must be served by utilities.	Yes
	Rural estate subdivisions should be located in designated areas which can accommodate utility and infrastructure installation consistent with the need to protect the environment and public health.	NA
Comprehensive Plan	Projects should be consistent with the City of Fremont's Comprehensive Development Plan.	Yes





DEPT. OF UTILITIES	
RURAL ACCOUNT NO.S	
WEST AREA	
DRAWN: 7/00 GEM	1 3
REV: 2/11/10 GEM	







## STAFF REPORT

**TO:** Mayor and City Council

**FROM:** Rian Harkins, AICP, Planning Director  
Dale Shotkoski, City Administrator

**DATE:** May 23, 2013

**SUBJECT:** Consider request of Nebco, In. to erect a new residence with attached deck at 255 North Ridge Road Drive, Lot 18 and 2 garages and 4 picnic shelters on adjacent lots on a portion of Section 21, part of the East ½ of Section 20 and part of the SE ¼ of Section 16, all in Township 17 North, Range 8 East of the 6th P.M., Dodge County, Nebraska, as part of a permitted conditional use. Article 4, Table 4-2. RL – Lake and River Residential District.

---

**Recommendation:** Staff recommends approval

---

**Request:** The applicant seeks approval of a conditional use permit in order to erect additional structures on Lake Leba.

**Background:** The request is for the Lake Leba area south of the intersection of West Military and Ridge Road. The proposed CUP is for additional structures of an accessory nature in various areas around the lake. The conditional use permit is necessary due to the amount of additional structures.

The area is zoned RL Lake and River Residential, as are the surrounding tracts of land. Land uses in this area are residential in nature, either as primary or secondary homes.

**Findings:** The proposed conditional use will be in compliance with the requirements of the RL Lake and River Residential zoning district as well as meeting the intent of the Future land Use Plan, and is in conformance with the proposed Comprehensive Plan, Blueprint for Tomorrow.

	CRITERIA	Compliance
Land Use Compatibility		
Development Density	Site area per unit or floor area ratio should be similar to surrounding uses if not separated by major natural or artificial features.	Yes
Height and Scale		
Height and Bulk	Development should minimize differences in height and building size from surrounding structures. Differences should be justified by urban design considerations.	Yes
Setbacks	Development should respect pre-existing setbacks in surrounding area. Variations should be justified by site or operating characteristics.	Yes
Building Coverage	Building coverage should be similar to that of surrounding development of possible. Higher coverage should be mitigated by landscaping or site amenities.	Yes
Site Development		
Frontage	Project frontage along a street should be similar to lot width.	Yes

Parking and Internal Circulation	Parking should serve all structures with minimal conflicts between pedestrians and vehicles.	Yes
	All structures must be accessible to public safety vehicles.	Yes
	Development must have access to adjacent public streets and ways. Internal circulation should minimize conflicts and congestion at public access points.	Yes
Landscaping	Landscaping should be integral to the development, providing street landscaping, breaks in uninterrupted paved areas, and buffering where required by surrounding land uses. Parts of site with sensitive environmental features or natural drainage ways should be preserved.	Yes
Building Design	Architectural design and building materials should be compatible with surrounding areas or highly visible locations	Yes
Operating Characteristics		
Traffic Capacity	Project should not obstruct traffic on adjacent streets. Compensating improvements will be required to mitigate impact on street system operations.	Yes
External Traffic Effects	Project design should direct non-residential traffic away from residential areas.	Yes
Operating Hours	Projects with long operating hours must minimize effects on surrounding residential areas.	Yes
Outside Storage	Outside storage areas must be screened from surrounding streets and less intensive land uses.	Yes
Public Facilities		
Sanitary Waste Disposal	Developments within 500 feet of a public sanitary sewer must connect to sewer system. Individual disposal systems, if permitted, shall not adversely affect public health, safety, or welfare.	Yes
	Sanitary sewer must have adequate capacity to serve development.	Yes
Utilities	Project must be served by utilities.	Yes
	Rural estate subdivisions should be located in designated areas which can accommodate utility and infrastructure installation consistent with the need to protect the environment and public health.	NA
Comprehensive Plan	Projects should be consistent with the City of Fremont's Comprehensive Development Plan.	Yes

# Conditional Use Application



## STAFF REPORT

**TO:** Mayor and City Council

**FROM:** Rian Harkins, AICP, Planning Director\  
Dale Shotkoski, City Administrator

**DATE:** May 23, 2013

**SUBJECT:** Continued consideration of Resolution approving request to subdivide combined Lots 13 and 14, Block 13, Westside Addition, Fremont, Dodge County, Nebraska into two lots (Roger Chisholm).

---

**Recommendation:** Staff recommends deferring this item to its June 25, 2013 meeting.

---

**Request:** The applicant seeks approval of a lot split in the Westside Addition, converting one lot into two lots.

**Background:** The lot split request is at the northwest corner of South and Morrell Streets

The applicant, according to Dodge County records, has two lots that were previously combined into a single lot.

Surrounding properties are all zoned R-2 Moderate Density Residential.

Land Uses surrounding the proposed development are residential.

The applicant desires to split the lots in order to sell part of the property.

The Planning Commission deferred this item at their April 2013 meeting due to insufficient information. Those issues have been resolved and additional graphics are included to provide additional information. The proposed lot line between the two properties allows one structure to meet interior side setback requirements while the other is six inches short of meeting said requirements. Neither lot currently meets the minimum lot width requirement of 60 feet.

The Planning Commission recommended approval by a 6-0 vote on 20 May 2013, subject to the necessary variances being granted by the Board of Adjustment. Planning Commission has asked Council to defer this item to their June 25, 2013 meeting in order to first have the Board of Adjustment hear the variance request.

While staff is recommending a deferral of this item, if the Council desires to move forward with this item and approve it at this time, staff recommends that any approval be subject to any necessary variances being granted by the Board of Adjustment.

**Findings:** The proposed lot split will be in compliance with the requirements of the R-2 Moderate Density zoning district as well as meeting the intent of the Future land Use Plan, and is in conformance with the proposed Comprehensive Plan, Blueprint for Tomorrow.

## STAFF REPORT

**TO:** Mayor and City Council

**FROM:** Rian Harkins, AICP, Planning Director  
Dale Shotkoski, City Administrator

**DATE:** May 23, 2013

**SUBJECT:** Consider Resolution approving request to subdivide the North 300' of the South 383' of the East 172' of the West ½ of the Southeast ¼ of the SW ¼ of Section 12, Township 17 North, Range 8 East of the 6th P.M., Fremont, Dodge County, Nebraska into two lots. GC – General Commercial District (Rosco5, LLC).

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**Recommendation:** Staff recommends approval

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**Request:** The applicant seeks approval of a lot split on a tract of land situated immediately west of the Getzschman Center on East 23<sup>rd</sup> Street; converting one lot into two lots.

**Background:** The lot split request is generally located at 1680 East 23<sup>rd</sup> Street, and includes land where Valentino's currently situated.

The property is zoned GC General Commercial. Surrounding properties are zoned either GC General Commercial or LI Limited Industrial.

The applicant desires to split the lots in order to sell part of the property for an additional business. The lot with the existing building would meet all current requirements of the zoning ordinance. Neither the Planning or Building/Code Enforcement Departments have seen plans for a building on the proposed north property at this time.

Access/egress as well as Utilities to the site can be extended from the south to proposed Parcel 2 via a 30' private roadway (that is dedicate for public access) and a 25' utility/sidewalk easement located on the east side of proposed Parcel 1.

Planning Commission approved this item on a 4-2 vote on 20 May 2013.

**Findings:** The proposed lot split will be in compliance with the requirements of the GC General Commercial zoning district as well as meeting the intent of the Future land Use Plan, and is in conformance with the proposed Comprehensive Plan, Blueprint for Tomorrow.

RESOLUTION NO. \_\_\_\_\_

**A Resolution of the City Council of the City of Fremont, Nebraska, approving the request to subdivide the North 300' of the South 383' of the East 172' of the West ½ of the Southeast ¼ of the SW ¼ of Section 12, Township 17 North, Range 8 East of the 6th P.M., Fremont, Dodge County, Nebraska into two lots.**

RESOLVED: That Rosco5, LLC, owner of the North 300' of the South 383' of the East 172' of the West ½ of the Southeast ¼ of the SW ¼ of Section 12, Township 17 North, Range 8 East of the 6th P.M., Fremont, Dodge County, Nebraska requests to subdivide into two lots described as follows:

**PARCEL 1: The South 196 feet of the North 300 feet of the South 383 feet of the East 172 feet of the West one-half of the Southeast quarter of the Southwest quarter, Section 12, Township 17 North, Range 8 East of the 6th P.M., Fremont, Dodge County, Nebraska.**

**PARCEL 2: The North 104 feet of the North 300 feet of the South 383 feet of the East 172 feet of the West one-half of the Southeast quarter of the Southwest quarter, Section 12, Township 17 North, Range 8 East of the 5th P.M., Fremont, Dodge County, Nebraska.**

The subdivision of the property is hereby approved subject to:

1. Receipt of proper easements
2. Capping of any necessary utility services

and the Mayor and City Clerk are hereby directed to sign this Resolution on behalf of the City Council.

PASSED AND APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2013

\_\_\_\_\_  
Scott Getzschman, Mayor

ATTEST:

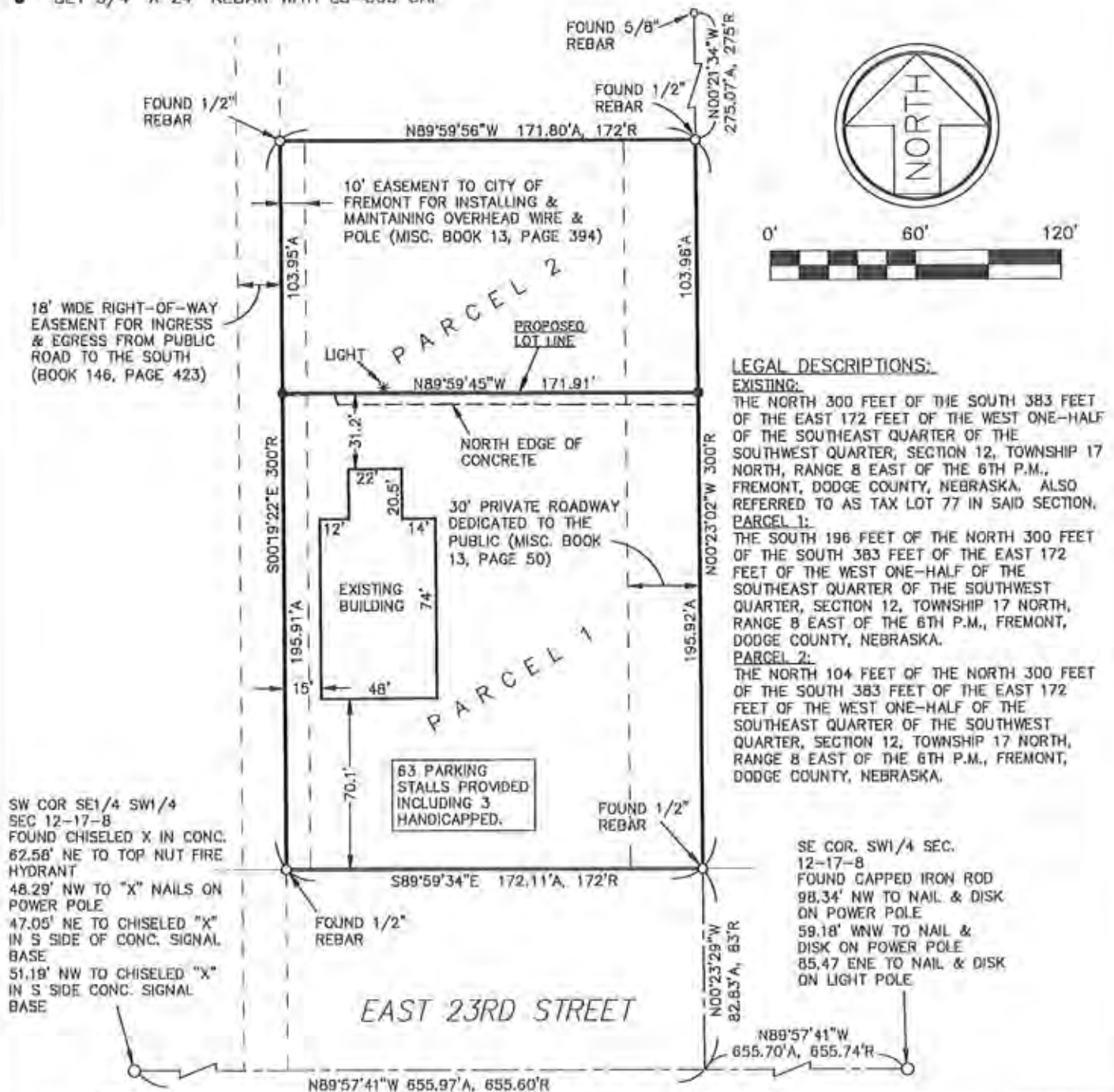
\_\_\_\_\_  
Kimberly Volk, MMC, City Clerk



# TO THE OFFICE OF COUNTY SURVEYOR DODGE COUNTY

## LEGEND

- |   |                                      |   |                     |
|---|--------------------------------------|---|---------------------|
| A | ACTUAL DISTANCE                      | R | RECORDED DISTANCE   |
| P | PLATTED DISTANCE                     | D | DEEDED DISTANCE     |
| O | FOUND POINT                          | C | CALCULATED DISTANCE |
| ● | SET 3/4" X 24" REBAR WITH LS-503 CAP |   |                     |



I HEREBY CERTIFY THAT THIS PLAT, MAP, SURVEY OR REPORT WAS MADE BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF NEBRASKA.

STEPHEN W. DODD, LS-503

## DODD ENGINEERING & SURVEYING



CIVIL ENGINEERING  
LAND DEVELOPMENT  
SURVEYING

402-727-9067

DODDENGINEERING.NET

STEPHEN W. "STEVE" DODD, PE & LS  
402 NORTH D ST. P.O. BOX 1855 FREMONT, NE 68026



## STAFF REPORT

**TO:** Mayor and City Council

**FROM:** Rian Harkins, AICP, Planning Director  
Dale Shotkoski, City Administrator

**DATE:** May 23, 2013

**SUBJECT:** Consider Resolution approving request to combine the North 4 feet of the West 87 feet of Lot 2 and all of Lots 3 and 4, Block 1, Umstead's Addition to the City of Fremont, Dodge County, Nebraska, together with that vacated portion of 14th Street from the East Margin of Bell Street to the East Margin of Umstead's Addition to the City of Fremont, Dodge County, Nebraska into one lot. GC – General Commercial District (JDG Investments).

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Recommendation: Staff recommends approval

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**Request:** The applicant seeks approval of a lot combination of properties generally located at North Bell and 14<sup>th</sup> Street

**Background:** The lot combination request is for property that is held by a single entity that desires to combine the lots in order to maximize the amount of available building space for retail and office possibilities.

The property is zoned GC General Commercial, and the land use is proposed to be retail and/or office commercial. Adjacent land uses are a mix of service and retail commercial as well as residential uses. Surrounding zoning districts are R-2 Moderate Density Residential (east), UC Urban Corridor (south) and GC General Commercial.

This item was approved on a 4-2 vote by the Planning Commission on 20 May 2013.

**Findings:** The proposed lot combination will be in compliance with the requirements of the LI Limited Industrial zoning district as well as meeting the intent of the Future land Use Plan, and is in conformance with the proposed Comprehensive Plan, Blueprint for Tomorrow.

**A Resolution of the City Council of the City of Fremont, Nebraska, approving the request to combine the North 4 feet of the West 87 feet of Lot 2 and all of Lots 3 and 4, Block 1, Umstead's Addition to the City of Fremont, Dodge County, Nebraska, together with that vacated portion of 14th Street from the East Margin of Bell Street to the East Margin of Umstead's Addition to the City of Fremont, Dodge County, Nebraska into one lot**

RESOLVED: That JDG Investments, owner of the North 4 feet of the West 87 feet of Lot 2 and all of Lots 3 and 4, Block 1, Umstead's Addition to the City of Fremont, Dodge County, Nebraska, together with that vacated portion of 14th Street from the East Margin of Bell Street to the East Margin of Umstead's Addition to the City of Fremont, Dodge County, Nebraska, requests to combine into one lot.

The combination of the property is hereby approved subject to the following conditions:

1. Existing easements
2. Receipt of proper easements
3. The capping of necessary utility services

and the Mayor and City Clerk are hereby directed to sign this Resolution on behalf of the City Council.

PASSED AND APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2013

\_\_\_\_\_  
SCOTT GETZSCHMAN, MAYOR

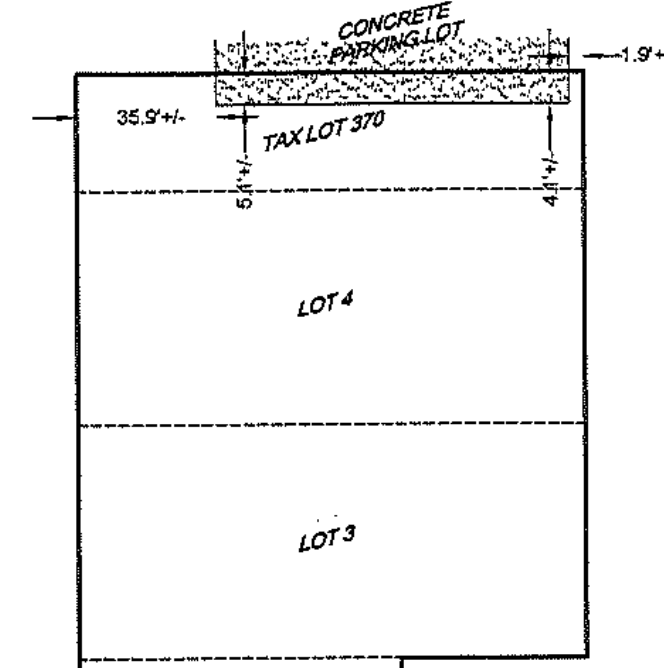
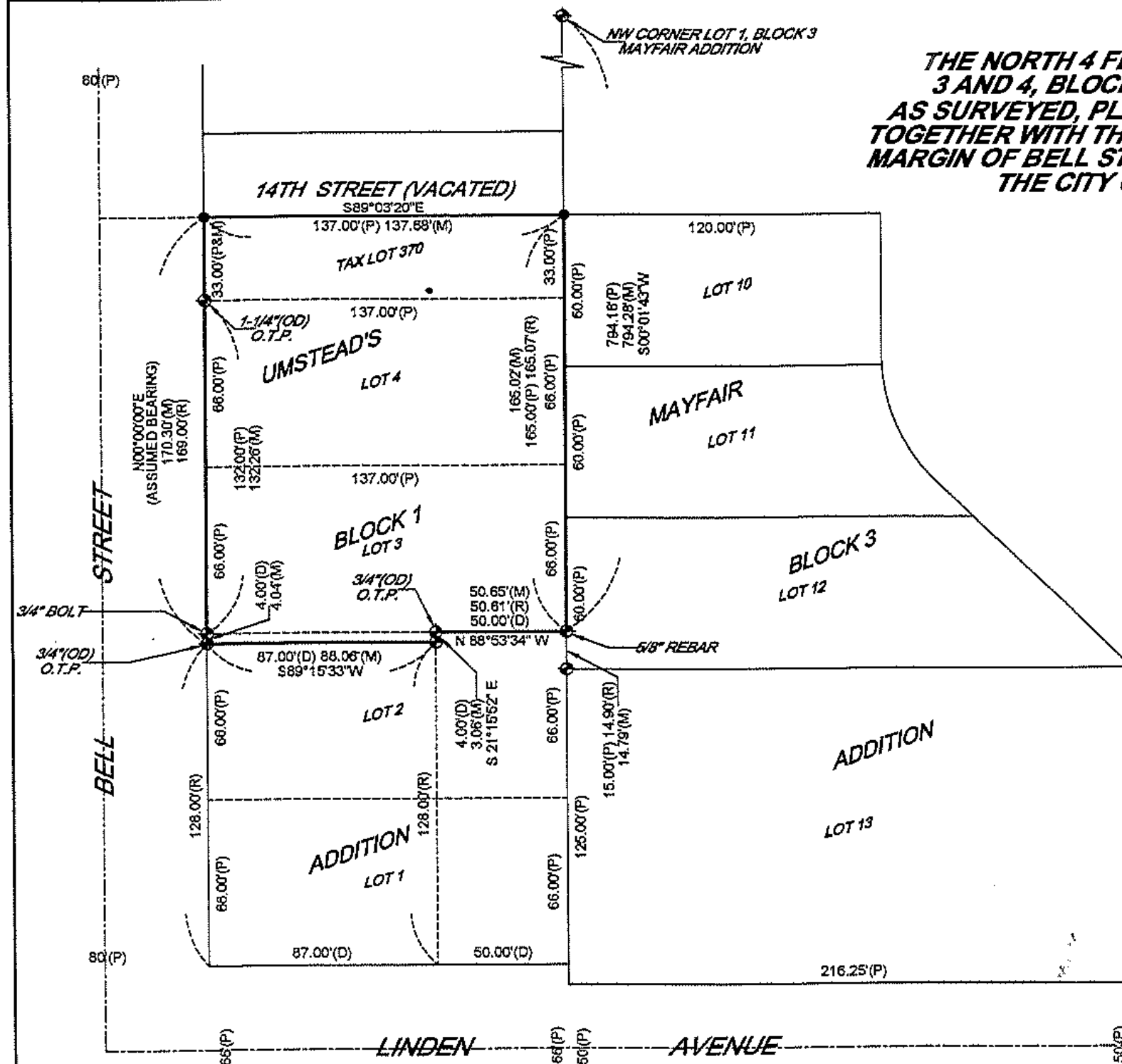
ATTEST:

—

\_\_\_\_\_  
Kimberly Volk, MMC  
City Clerk

# SURVEY RECORD

THE NORTH 4 FEET OF THE WEST 87 FEET OF LOT 2 AND ALL OF LOTS 3 AND 4, BLOCK 1, UMSTEAD'S ADDITION TO THE CITY OF FREMONT, AS SURVEYED, PLATTED AND RECORDED IN DODGE COUNTY, NEBRASKA, TOGETHER WITH THAT VACATED PORTION OF 14TH STREET FROM THE EAST MARGIN OF BELL STREET TO THE EAST MARGIN OF UMSTEAD'S ADDITION TO THE CITY OF FREMONT, DODGE COUNTY, NEBRASKA.



CONCRETE ENCROACHMENT DETAIL  
NOT TO SCALE

## LEGAL DESCRIPTION:

(DEED BOOK 237, PAGE 259)  
THE NORTH 4 FEET OF THE WEST 87 FEET OF LOT 2 AND ALL OF LOT 3, BLOCK 1, UMSTEAD'S ADDITION TO THE CITY OF FREMONT, DODGE COUNTY, NEBRASKA.

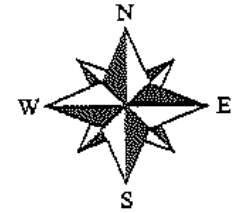
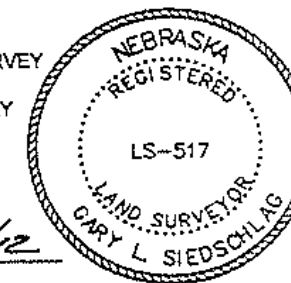
TOGETHER WITH

(DEED BOOK 237, PAGE 261)  
LOT 4, BLOCK 1, UMSTEAD'S ADDITION TO THE CITY OF FREMONT, AS SURVEYED, PLATTED AND RECORDED IN DODGE COUNTY, NEBRASKA, TOGETHER WITH THAT VACATED PORTION OF 14TH STREET FROM THE EAST MARGIN OF BELL STREET TO THE EAST MARGIN OF UMSTEAD'S ADDITION TO THE CITY OF FREMONT, DODGE COUNTY, NEBRASKA.

## SURVEYOR'S CERTIFICATE:

I, GARY L. SIEDSCHLAG, HEREBY CERTIFY THAT THIS PLAT OF A SURVEY WAS MADE BY ME OR UNDER MY SUPERVISION AND IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE, AND THAT I AM A DULY REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF NEBRASKA.

*Gary L. Siedschlag* 08/13/12  
GARY L. SIEDSCHLAG, RLS 517 DATE



GLS SURVEYING, INC.  
1618 SHAMROCK BLVD.  
YUTAN, NE 68073  
OFFICE: (402) 625-2692  
CELL: (402) 618-9153

## LEGEND

⊙	MONUMENT FOUND (NOT TO SCALE UNLESS NOTED OTHERWISE)
⊙	MONUMENT SET (NOT TO SCALE UNLESS NOTED OTHERWISE)
○	TEMPORARY POINT
⊙	CRIMPED TOP PIPE
⊙	OPEN TOP PIPE
C	COMPUTED DISTANCE
D	DEEDED DISTANCE
M	MEASURED DISTANCE
P	PLATTED DISTANCE
R	RECORDED DISTANCE

NOTE: ALL BEARINGS ARE ASSUMED

CLIENT NAME:	BOLTINGHOUSE CONSTRUCTION
PROJECT NUMBER:	SU - 2250
DATE:	AUGUST 13, 2012
FIELD BOOK:	DODGE COUNTY #15
SCALE:	1" = 50'
REVISION DATE:	
SHEET:	1 OF 1

## STAFF REPORT

**TO:** Mayor and City Council

**FROM:** Rian Harkins, AICP, Planning Director  
Dale Shotkoski, City Administrator

**DATE:** May 23, 2013

**SUBJECT:** Consider Resolution approving request to combine Tax Lots 76 and 77, Tax Lot 8, Tax Lot 84 and Tax Lots 85 and 86, located in the NW ¼ of the NW ¼ of Section 26, Township 17 North, Range 8 East, Dodge County, Nebraska into one lot. LI – Limited Industrial District (Robert and Pamela Kreikemeier).

---

**Recommendation:** Staff recommends approval

---

**Request:** The applicant seeks approval of a lot combination of properties generally located at South Broad and Cloverly Road.

**Background:** The lot combination request is for property that is held by a single entity that desires to combine the lots in order to maximize the amount of available building space for additional expansion possibilities.

The property is zoned LI Limited Industrial, and the land use is manufacturing. Adjacent land uses are a mix of service and retail commercial, residential, and industrial uses. Surrounding zoning districts are GI General Industrial (east), Limited Industrial (north and west), and General Commercial (west). Inglewood lies to the south.

This item was approved by the Planning Commission on 20 May 2013 by a 6-0 vote.

**Findings:** The proposed lot combination will be in compliance with the requirements of the LI Limited Industrial zoning district as well as meeting the intent of the Future land Use Plan, and is in conformance with the proposed Comprehensive Plan, Blueprint for Tomorrow.

RESOLUTION NO. \_\_\_\_\_

**A Resolution of the City Council of the City of Fremont, Nebraska, approving the request to combine Tax Lots 76 and 77, Tax Lot 8, Tax Lot 84 and Tax Lots 85 and 86, located in the NW ¼ of the NW ¼ of Section 26, Township 17 North, Range 8 East, Dodge County, Nebraska into one lot.**

RESOLVED: That Robert and Pamela Kreikemeier, owners of Tax Lots 76 and 77, Tax Lot 8, Tax Lot 84 and Tax Lots 85 and 86, located in the NW ¼ of the NW ¼ of Section 26, Township 17 North, Range 8 East, Dodge County, Nebraska, requests to combine into one lot.

The combination of the property is hereby approved subject to the following conditions:

1. Existing easements
2. Receipt of proper easements
3. The capping of necessary utility services

and the Mayor and City Clerk are hereby directed to sign this Resolution on behalf of the City Council.

PASSED AND APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2013

\_\_\_\_\_  
SCOTT GETZSCHMAN, MAYOR

ATTEST:

\_\_\_\_\_  
Kimberly Volk, MMC City Clerk



# Lot Combination







## STAFF REPORT

**TO:** Mayor and City Council

**FROM:** Rian Harkins, AICP, Planning Director  
Dale Shotkoski, City Administrator

**DATE:** May 23, 2013

**SUBJECT:** Consider Resolution approving Program Agreement Supplement No. 1 between the City of Fremont and the Nebraska Department of Roads for Fremont State Lakes Trail.

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**Recommendation:** Staff recommends approval.

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**Background:** This resolution is approving a Program Agreement Supplement No. 1 between the City of Fremont and the Nebraska Department of Roads for Fremont State Lakes Trail. The amendment increases the federal share of the project to 80%.

**#17**

RESOLUTION NO. \_\_\_\_\_

A Resolution of the City Council of the City of Fremont, Nebraska, to authorize execution of Supplemental Program Agreement No. 1 for Fremont State Lakes Trail

WHEREAS: The City of Fremont and Nebraska Department of Roads (NDOR) have previously executed a Project Program Agreement for a trail project for which the Local Public Agency (LPA) would like to obtain Federal funds;

WHEREAS: The City of Fremont understands that it must continue to strictly follow all Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project; and

WHEREAS: The City of Fremont and NDOR wish to enter into a Supplemental Project Program Agreement setting out modifications and/or additional duties and/or funding responsibilities for the Federal-aid project.

BE IT RESOLVED: by the City Council of Fremont that:

The Mayor of the City of Fremont is hereby authorized to sign the attached Supplemental Project Program Agreement No. BL 1203, Supplement Number 1 between the City of Fremont and the NDOR and the City Clerk is hereby authorized to attest said signature and execution.

The City of Fremont is committed to providing local funds for the project as required by the Project Program Agreement and any Supplemental Project Program Agreements.

NDOR Project Number STPF-27(47),

NDOR Control Number 22048,

Fremont State Lakes Trail

PASSED AND APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2013

\_\_\_\_\_  
SCOTT GETZSCHMANN, MAYOR

ATTEST:

\_\_\_\_\_  
Kimberly Volk, MMC, City Clerk

**SUPPLEMENTAL AGREEMENT NO. 1**  
**PROJECT PROGRAM**

CITY OF FREMONT, NEBRASKA  
STATE OF NEBRASKA DEPARTMENT OF ROADS  
PROJECT NO. STPB-27(47)  
CONTROL NO. 22048  
FREMONT STATE LAKES TRAIL

THIS SUPPLEMENTAL AGREEMENT, made and entered into by and between the City of Fremont, Nebraska, hereinafter referred to as the Local Public Agency or "LPA", and the State of Nebraska, Department of Roads, hereinafter referred to as the "State",

WITNESSETH:

WHEREAS, the LPA and the State have previously entered into Program Agreement BL1203, executed by the LPA on February 1, 2012 and executed by the State on February 18, 2012, hereinafter referred to as the "Original Agreement", and

WHEREAS, it now becomes necessary to revise the Federal share payable for this project, and

WHEREAS, it is the desire of the LPA that this project be constructed under the designation of Project No. STPB-27(47), as evidenced by the Resolution of the LPA dated the \_\_\_\_ day of \_\_\_\_\_, 2013, attached and identified as Exhibit "A" and made a part of this agreement, and

NOW THEREFORE, in consideration of these facts, the LPA and State hereto agree as follows:

SECTION 1. The Federal funding share identified in the Original Agreement shall be amended as follows. The Federal share payable on any portion of this project will be a maximum of 80 percent of the eligible and participating costs.

SECTION 2. The LPA and the State agree that, except for the provisions of Section 1 above, all terms and provisions of the Original Agreement on Project No. STPB-27(47) executed by the LPA on February 1, 2012 and executed by the State on February 18, 2012 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates below indicated.

EXECUTED by the LPA this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

WITNESS:  
Kimberly Volk

CITY OF FREMONT  
Scott Getzschman

\_\_\_\_\_  
LPA Clerk

\_\_\_\_\_  
Mayor

EXECUTED by the State this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

STATE OF NEBRASKA  
DEPARTMENT OF ROADS  
Mick Syslo, P.E.

\_\_\_\_\_  
Materials and Research Division Engineer

## STAFF REPORT

TO: Honorable Mayor and City Council

FROM: Jan Rise, Administrative Services Director  
Dale Shotkoski, City Administrator

DATE: May 21, 2013

SUBJECT: LB 840 Funds (Sales Tax Revenue) for Infrastructure Improvements

---

Recommendation: Approve resolution.

---

Background: There currently is \$380,000 of LB 840 funds committed to infrastructure improvements at the Technology Park. Those funds will be used for extending 32<sup>nd</sup> Street and the sewer connection fee.

Estimates total \$1,635,040 for proposed engineering and infrastructure improvements for the Technology Park as follows:

- Installation of a box culvert on Lincoln Street for Tech Park access
- Installation of street lights on 32<sup>nd</sup> Street
- Installation of water, sewer, and street lights on Lincoln Street
- Installation of water, sewer, and street lights on 29<sup>th</sup> Street
- Installation of natural gas system

Estimates total \$444,000 for proposed engineering and infrastructure improvements for the Morningside Business Park as follows:

- Relocation and paving of Johnson Road
- Installation of water, sewer, and street lights

At its meeting on May 15, the Citizens Advisory Review Committee determined that the infrastructure improvements for the Technology Park and Morningside Business Park are appropriate expenditures of economic development sales tax revenue as provided in the LB 840 Plan. There are LB 840 funds available for the infrastructure improvements.

Fiscal Impact: Projects will be budgeted.

**RESOLUTION NO. \_\_\_\_\_**

**A Resolution of the City Council of the City of Fremont, Nebraska, approving a pledge of LB 840 funds in the amounts of \$1,635,040 for engineering and infrastructure improvements for the Technology Park and \$444,000 for engineering and infrastructure improvements for the Morningside Business Park.**

**RESOLVED:** That it be approved to pledge LB 840 funds in the amounts of \$1,635,040 investment for additional engineering and infrastructure improvements for the Technology Park, and \$444,000 for engineering and infrastructure improvements for the Morningside Business Park.

**PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2013**

\_\_\_\_\_  
Scott Getzschman, Mayor

**ATTEST:**

\_\_\_\_\_  
Kimberly Volk, MMC City Clerk

## **STAFF REPORT**

TO: HONORABLE MAYOR AND CITY COUNCIL /  
BOARD OF PUBLIC WORKS

FROM: GENERAL MANAGER, DEPARTMENT OF UTILITIES

DATE: May 17, 2013

SUBJECT: Outside City sewer connection, 4150 N. Somers

---

Recommendation: Approve request with \$623.23 connection fee

---

Background: The Municipal Code requires that the City Council approve water and sewer connections for property located outside the City Limits and that the appropriate connection fees be charged.

This property is served by a lift station and sewer system the Utility financed the over sizing for several years ago to serve Sunset Subdivision. The additional costs for this system were to be collected through connection fees when adjoining properties connected to sewers that drained to the lift station. The connection fee for the lift station is \$623.23.

The applicant will also have to have the public sewer extended about 300 feet to City specifications also.

**#19**

**APPLICATION TO THE CITY OF FREMONT, NEBRASKA  
FOR SEWER CONNECTION TO SERVE PROPERTY OUTSIDE OF THE CORPORATE LIMITS  
NO APPLICATION WILL BE APPROVED UNLESS ALL SIGN BEFORE A NOTARY PUBLIC**

From: Muriel Ringle Keeler Date: 5-3-13

To the City of Fremont, Nebraska

**ATTENTION: Board of Public Works**

The undersigned apply herewith for **SEWER** connection, and for the purpose do state, warrant, affirm and agree as follows:

The proposed location of the **SEWER** connection is: 4150 N Somers

The undersigned, hereinafter referred to as **OWNER**, does own the described property and desires to have said property served by allowing it to be connected to the **SEWER** system.

Which property is now being or will be used for the following purposes: Residence

The **OWNER** is required to pay all expenses in making the **SEWER** connection and further agrees to pay prescribed rate for the privilege of making a **SEWER** connection together with the fees as set forth by City ordinance and subsequent revisions.

The **OWNER** that where a connection to the City **SEWER** System is made, they will pay prescribed rate for the connection, together with the tap and meter fees as specified by resolution of the City Council.

The **OWNER** does hereby agree to submit plans and specifications of said **SEWER** connection, and further agrees to not commence work thereon until said plans and specifications have been approved by the proper authorities of said City of Fremont, Nebraska.

The **OWNER** does hereby further grant to the City permission to enter in and upon said premises for all purposes relating to **SEWER** and does hereby agree to conform to and comply with all laws, ordinances, resolutions, rules, and regulations which have been or may be at any time hereafter enacted by the Government, State or City, relative to **SEWER** service.

The **OWNER** does hereby agree to pay any and all inspection fees for plumbing inspections as set forth by the ordinances of the City of Fremont, Nebraska.

The **OWNER** does hereby further agree that in the event that this application is granted that the **OWNER** hereby waives all claims and demands for damages at law or in equity against the City by reason of or on account of said **SEWER** connection and on this application being honored the terms thereof shall bind the **OWNER** and the successive **OWNERS** of said premises.

The City reserves the right to disconnect and discontinue service upon **OWNERS** failure to comply with any ordinance of rule of the City of Fremont, Nebraska. Further, should the laws of the State of Nebraska or ordinances of the City make it necessary to disconnect or discontinue service, or should the City or the Board of Public Works determine that the **SEWER** facilities of the City require discontinuing said services, the City reserves the right to do so upon one months notice, and the undersigned agree that the City and Board of Public Works may in its sole discretion determine that supplying of these services to the undersigned shall be terminated.



**REQUEST**

I, (we) Muriel Ringle Keeler  
A partnership or corporation for ourselves, heirs, successors, and assigns, owner of the following described real estate:

4150 N Somers  
Hereby respectfully request that the above-described property be annexed to the City of Fremont, Nebraska, at such time as the City desires.

I, (we) hereby agree that this request shall be binding on our heirs, personal representatives, successors, and assigns.

Owners Signature: Muriel Ringle Keeler Date: 5/13/2013

Owners Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Owners Signature: \_\_\_\_\_ Date: \_\_\_\_\_

STATE OF NEBRASKA }

COUNTY OF DODGE }

On this 15th day of May, 2013, before me, the undersigned a Notary Public, duly commissioned and qualified for said County personally came

to me known to be the identical person or persons whose name is or names are subscribed to the foregoing instruments, and acknowledged the execution thereof to be his, her or their voluntary act and deed.

WITNESS my hand and Notarial Seal the day and year last above written.

Kelly D. Brohimer  
Notary Public

My commission expires: Sept. 17, 2015



SEWER Assessment Fee \$ 623.23 1.85 Acres @ 336.86/Ac. Date Paid: \_\_\_\_\_

Outside Corporate Limits SEWER Application Fee \$100.00 Date Paid: 5-15-13

BOARD OF PUBLIC WORKS: Approved Date: \_\_\_\_\_ Denied Date: \_\_\_\_\_

BY: General Manager, DEPARTMENT OF UTILITIES

CITY OF FREMONT, CITY COUNCIL: Approved date: \_\_\_\_\_ Denied Date: \_\_\_\_\_

BY: Mayor, CITY OF FREMONT

## STAFF REPORT

TO: HONORABLE MAYOR AND CITY COUNCIL /  
BOARD OF PUBLIC WORKS

FROM: Derril Marshall

DATE: May 20, 2013

SUBJECT: Electrostatic Precipitator Repair, Unit 8

---

Recommendation: Approve resolution to reject bids and authorize re advertising for bids.

---

Background: This project is to repair and refurbish the electrostatic precipitator for unit 8. As I stated in the Budget Statement we have delayed the repair of this equipment until a direction was known on environmental improvements to the plant.

The precipitator will remain as a part of the plant emissions equipment. Basically the precipitator removes the ash from the flue stream and will continue to do so under the proposed Air Quality Control Improvements. This way, most of the ash is removed prior to the carbon injection that will be used to control Mercury. By removing the ash ahead of the carbon injection, the ash remains usable as a concrete admixture or for beneficial fill, potentially saving us the cost of landfilling the ash and/or constructing additional monofills as soon.

The estimated cost is \$2,995,000.00, plus any structural stiffening or foundation improvements that may be required as a result of the increase in negative pressure due to the Air Quality Control Improvements. The structural stiffening is estimated at \$1,000,000. The re-bid will include a longer construction time and a longer lead time to acquire materials.

See attached bid tab.

**RESOLUTION NO. \_\_\_\_\_**

**A Resolution of the City Council of the City of Fremont, Nebraska, to reject bids and grant permission to re-advertise for bids.**

WHEREAS, the Mayor and City Council, by a resolution passed on the 12th day of March 2013 instructed the Board of Public Works to advertise for bids for repair of the electrostatic precipitator at the Power Plant; and

WHEREAS, said bids were publicly opened, read and tabulated in the Council Chambers on the 13th day of May 2013, at the hour of 2:00 p.m.; and,

WHEREAS, the Board of Public Works has reviewed the bids received and recommends the bids be rejected;

NOW, THEREFORE BE IT RESOLVED That the Mayor and City Council, accept the recommendation of the Board of Public Works and reject the bids and grant permission to re-advertise for bids.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2013

\_\_\_\_\_  
Scott Getzschman, Mayor

ATTEST:

\_\_\_\_\_  
Kimberly Volk, MMC  
City Clerk



May 17, 2013

The Fremont Department of Utilities  
Attn: Mr. Jim Hilgenkamp  
400 East Military Avenue  
Fremont, Nebraska 68025

Re: Lon Wright Unit 8 Hot-Side Electrostatic Precipitator (HSESP) Repairs and Upgrade Project  
Reasons for Price Increase from Budget Pricing to Firm Pricing

Dear Jim,

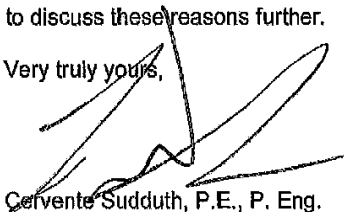
As requested, Kiewit Power Engineers is submitting this letter to support your intent to provide reasons to the Mayor and City Council for re-advertising the Unit 8 HSESP Repairs and Upgrade Project.

In discussions with bidders who submitted bids on May 13, 2013, it was indicated there would be a reasonable savings to the project cost in the event the following specification modifications were made:

- 1) Provide fuel type that will be used during the start-up and performance testing period
- 2) Extend design review period (Drawing review, procurement, delivery)
- 3) Extend construction outage period
- 4) Reduce requirement of having a full-time project scheduler

Please do not hesitate to give me a call should you need to discuss these reasons further.

Very truly yours,



Cervante Sudduth, P.E., P. Eng.  
Project Manager

## STAFF REPORT

**TO:** Mayor and City Council

**FROM:** Rian Harkins, AICP, Planning Director  
Dale Shotkoski, City Administrator

**DATE:** May 23, 2013

**SUBJECT:** Consider resolution to allow for the encroachment of an awning sign into the public right of way at 109 E 6<sup>th</sup> Street.

---

**Recommendation:** Staff recommends approval.

---

**Request:** The applicant seeks approval an awning sign to encroach into the public right of way at the location noted above.

**Background:** The request is for an awning sign at Grace Church that will project 36 inches into the public right of way on 6<sup>th</sup> Street. This is similar to what has been allowed within the downtown area.

**#21**

**RESOLUTION NO. \_\_\_\_\_**

**A Resolution of the City Council of the City of Fremont, Nebraska, approving request to erect an awning that encroaches into the public right-of-way at 109 E 6<sup>th</sup> Street**

RESOLVED: That the City Council approve request to erect a permanent rigid awning sign that encroaches into the Main Street public right-of-way at 109 E 6<sup>th</sup> Street Street with the following findings and/or conditions:

1. The City Council finds that:
  - a. Said improvements not injurious to the public health, safety and welfare of the City;
  - b. The improvements do not constitute a traffic hazard; and,
2. The Owner of the property shall provide public liability insurance coverage in the amount of \$1,000,000 for the improvements with the City as the named insured;
3. The City Council may, at any time, order any improvements for which a variance was granted, relocated so that it does not overhang or occupy the right-of-way. The owner of such improvements shall comply within thirty (30) days from the date of the City Council order and the owner shall pay all expenses of relocating said improvements.

PASSED AND APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2012

\_\_\_\_\_  
SCOTT GETZSCHMAN, MAYOR

ATTEST:

\_\_\_\_\_  
Kimberly Volk, MMC  
City Clerk

109 E G-54. (New Awning)

SCALE  
3/8 INCH  
1 FOOT

1 1/2" WIDE ZINC PLATED  
STEEL (Z) BRACKET

coord. attachment  
locations with GC  
mount top tube  
approx. 15'-1"  
above grade. coord.  
with arch.

supplier to verify compliance with City  
of Fremont Downtown signage  
guidelines and also provide signage  
permits if needed

### DESCRIPTION

(1) ONE NON-ILLUMINATED AWNING  
FABRICATED WITH 1" TUFF-TUBE  
FRAME STRETCHED WITH 16 OZ.  
BLK WEATHERTYPE MATERIAL  
PAINTED WHT GRAPHICS TO READ:

✠ GRACE CHUCH PCA

galvanized?

1" GALVANIZED  
SQUARE TUBE

48"

12"

36"

3 rows

2nd  
Side

(720 9531)  
Scott  
Clear Image

19' 8"

if lower  
attachment is  
req'd coord spacing  
with storefront  
mullions

48"

12"

✠ GRACE CHUCH PCA

THIS ARTWORK IS THE PROPERTY OF CLEAR IMAGE SIGNS & GRAPHICS. ANY USE OR REPRODUCTION WILL RESULT IN LEGAL ACTIONS. EXACT COLORS MAY NOT BE REPRESENTED DUE TO PRINTER LIMITATIONS.

DESIGN TYPE : AWNING

CUSTOMER:	DESIGNER: <i>Janis Hoge</i>
ADDRESS:	SALESMAN: <i>Scott Kolb</i>
APPROVAL:	SCALE NONE DATE: 01/04/13 JOB# 000001

**CLEARIMAGE**  
Signs & Graphics

PH(402)721-6580  
FAX(402)721-0339  
1225 DUNBAR ROAD FREMONT, NE  
clearimage@qwest.net



ICI Paints  
Otterbrook  
A1743  
80YR IV151



Manko Classic  
Dark Bronze  
Aluminum/Paint  
to match



Natural Stone  
or Precast



ICI Paints  
Creme Brulee  
A1789  
00YY 26.220



## STAFF REPORT

**TO:** Mayor and City Council

**FROM:** Rian Harkins, AICP, Planning Director

**DATE:** May 23, 2013

**SUBJECT:** Progress Payments

---

**Recommendation:** Approve resolution and authorize the Mayor to sign.

---

Consider Resolution approving payments as follows:

<u><b>Contractor</b></u>	<u><b>Request</b></u>	<u><b>Project</b></u>	<u><b>Amount</b></u>
Guarantee Roofing & Sheet Metal, Inc.	PR-2	Keene Library Roof Replacement (B-143-12)	\$39,708.00
Elkhorn West Construction	PR-9 & Final	Police Station Renovation (PSAP) B-142-12	\$6,319.04

**#22**

RESOLUTION NO. \_\_\_\_\_

**A Resolution of the City Council of the City of Fremont, Nebraska, approving payment to Guarantee Roofing & Sheet Metal, Inc. and Elkhorn West Construction**

**RESOLVED:** That the Fremont City Council approves the following contract payments and that a check be drawn in the amount listed on the proper account to the respective contractor listed.

<b><u>Contractor</u></b>	<b><u>Request</u></b>	<b><u>Project</u></b>	<b><u>Amount</u></b>
Guarantee Roofing & Sheet Metal, Inc.	PR-2	Keene Library Roof Replacement (B-143-12)	\$39,708.00
Elkhorn West Construction	PR-9 & Final	Police Station Renovation (PSAP) B-142-12	\$6,319.04

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2013

\_\_\_\_\_  
Scott Getzschman, Mayor

ATTEST:

\_\_\_\_\_  
Kimberly Volk, MMC City Clerk

# APPLICATION AND CERTIFICATE FOR PAYMENT AIA DOCUMENT G702 (Instructions on reverse side) PAGE ONE OF PAGES

TO OWNER: City of Fremont  
400 E Military Ave  
Fremont, NE 68025

PROJECT: Keene Library  
reroof

APPLICATION NO.: 2  
PERIOD TO: 29 Apr 2013  
PROJECT NOS.:

Distribution to:  
☐ OWNER  
☐ ARCHITECT  
☐ CONTRACTOR  
☐

MAY 2 RECD

MAY 2 RECD

CONTRACT DATE:  
Sept 25, 2012

FROM CONTRACTOR:

Guarantee Roofing & Sheet Metal Inc  
2405 S 13th Norfolk, NE 68701

VIA ARCHITECT: Berggren Architects

CONTRACT FOR: reroofing main library bldg - Keene

## CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM ..... \$ 144,804.00
2. Net change by Change Orders ..... \$
3. CONTRACT SUM TO DATE (Line 1 + 2) ..... \$ 144,804.00
4. TOTAL COMPLETED & STORED TO DATE ..... \$ 130,320.00  
(Column G on G703)
5. RETAINAGE:
  - a. 10% of Completed Work ..... \$ 13032.00  
(Columns D + E on G703)
  - b. % of Stored Material ..... \$  
(Column F on G703)
  - Total Retainage (Line 5a + 5b or  
Total in Column I of G703) ..... \$ 13,032.00
6. TOTAL EARNED LESS RETAINAGE ..... \$ 117,288.00  
(Line 4 less Line 5 Total)
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT ..... \$ 77,580.00  
(Line 6 from prior Certificate)
8. CURRENT PAYMENT DUE ..... \$ 39,708.00
9. BALANCE TO FINISH, INCLUDING RETAINAGE ..... \$ 27,516.00  
(Line 3 less Line 6)

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approved this Month		
TOTALS		
NET CHANGES by Change Order		

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Guarantee Roofing & Sheet Metal Inc

By: *[Signature]* Date: 29 Apr 2013

State of: Nebr  
County of: Madison

Subscribed and sworn to before me this 29th day of April 2013

OK to pay  
5/7/13  
change to PN  
Rim Harkin

Notary Public:  
My Commission Expires:

*[Signature: Lois J. Andersen]*

GENERAL NOTARY-STATE OF NEBRASKA  
LOIS J. ANDERSEN  
My Comm. Exp. Oct 23, 2014

## ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED ..... \$ 39,708.00

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT:

By: *[Signature]*

Date: 5/3/2013

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.



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G702-1992

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# CONTINUATION SHEET

AIA DOCUMENT G703 (Instructions on reverse side)

PAGE      OF      PAGES

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification, is attached. In tabulations below, amounts

In tabulations below, amounts are stated to the nearest dollar.  
Use Column I on Contracts when appropriate.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO.: 2

APPLICATION DATE: 29 Apr 2013

PERIOD TO: 29 Apr 2013

ARCHITECT'S PROJECT NO.:

ARCHITECT'S PROJECT NO.: 29 Apr 2013									
A	B	C	D	E	F	G		H	I
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED		MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)	BALANCE TO FINISH (C - G)	RETAINAGE (IF VARIABLE) RATE
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
1	Keene Library reroof	144,804	86,200	44,120		130,320	90%		

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G703-1992

# APPLICATION AND CERTIFICATION FOR PAYMENT

AIA DOCUMENT G702

PAGE ONE OF

PAGES

## TO OWNER:

City of Fremont  
400 East Military Avenue  
Fremont, Nebraska 68025

## PROJECT:

Joint Communications Center (PSAP)  
725 North Park Avenue  
Fremont, Nebraska 68025

## APPLICATION NO:

291-12-09

## APPLICATION DATE:

April 30, 2013

## Distribution to:

☐ OWNER

☒ ARCHITECT

☐ CONTRACTOR

## FROM CONTRACTOR:

Elkhorn West Construction  
15022 A Circle  
Omaha, Ne 68144

## VIA ARCHITECT:

Michael A. James & Associates  
15417 Grant Street  
Omaha, Nebraska 68116

## PERIOD TO:

April 30, 2013

## PROJECT NO'S:

Owner's: 026949

Architects: 2012.16

Contractor's: 291-12

## CONTRACT DATE:

August 16, 2012

CONTRACT FOR: General Construction

## CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM	\$ 115,500.00
2. Net change by Change Orders	\$ 10,880.72
3. CONTRACT SUM TO DATE (Line 1 + 2)	\$ 126,380.72
4. TOTAL COMPLETED & STORED TO DATE	\$ 126,380.72
DATE (Column G on G703)	
5. RETAINAGE:	
a. 0 % of Completed Work	\$ -
(Column D + E on G703)	
b. 0 % of Stored Material	\$ -
(Column F on G703)	
Total Retainage (Lines 5a + 5b or	
Total in Column I of G703)	\$ -
6. TOTAL EARNED LESS RETAINAGE	\$ 126,380.72
(Line 4 Less Line 5 Total)	
7. LESS PREVIOUS CERTIFICATES FOR	
PAYMENT (Line 6 from prior Certificate)	\$ 120,061.68
8. CURRENT PAYMENT DUE	\$ 6,319.04
9. BALANCE TO FINISH, INCLUDING RETAINAGE	\$ -
(Line 3 less Line 6)	

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$ 10,880.72	
Total approved this Month	\$ -	
TOTALS	\$ 10,880.72	\$ -
NET CHANGES by Change Order	\$ 10,880.72	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Elkhorn West Construction

By: *Paul H. Braggs*

Date: April 30, 2013

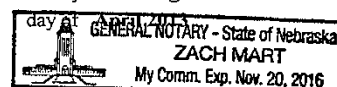
State of: Nebraska

County of: Douglas

Subscribed and sworn to before me this 30th

Notary Public: *Zach Mart*

My Commission expires: Nov. 20, 2016



## ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED ..... 6319.04

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT:

By: *Michael D. ...*

Date: 5/6/13

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

# CONTINUATION SHEET

AIA DOCUMENT G703

PAGE 1 OF 1 PAGES

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

APPLICATION NO: 291-12-09

APPLICATION DATE: April 30, 2013

In tabulations below, amounts are stated to the nearest dollar.

PERIOD TO: April 30, 2013

Use Column I on Contracts where variable retainage for line items may apply.

ARCHITECT'S PROJECT NO: 2012.16

A	B	C	D	E	F	G		H	I
ITEM No.	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED		MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)	BALANCE TO FINISH (C-G)	RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
1	Performance & Payment Bond	\$ 1,370.00	\$ 1,370.00			\$ 1,370.00	100.00%		\$ -
2	General Conditions	\$ 15,500.00	\$ 15,500.00			\$ 15,500.00	100.00%		\$ -
3	Interior Demolition	\$ 1,650.00	\$ 1,650.00			\$ 1,650.00	100.00%		\$ -
4	Rough Carpentry	\$ 660.00	\$ 660.00			\$ 660.00	100.00%		\$ -
5	Cabinets & Finish Carpentry	\$ 3,130.00	\$ 3,130.00			\$ 3,130.00	100.00%		\$ -
6	Doors & Hardware	\$ 3,060.00	\$ 3,060.00			\$ 3,060.00	100.00%		\$ -
7	Glass & Glazing	\$ 2,000.00	\$ 2,000.00			\$ 2,000.00	100.00%		\$ -
8	Drywall & Acoustical Ceilings	\$ 16,650.00	\$ 16,650.00			\$ 16,650.00	100.00%		\$ -
9	Flooring	\$ 750.00	\$ 750.00			\$ 750.00	100.00%		\$ -
10	Painting	\$ 4,675.00	\$ 4,675.00			\$ 4,675.00	100.00%		\$ -
11	Plumbing	\$ 2,000.00	\$ 2,000.00			\$ 2,000.00	100.00%		\$ -
12	HVAC	\$ 39,935.00	\$ 39,935.00			\$ 39,935.00	100.00%		\$ -
13	Electrical	\$ 16,560.00	\$ 16,560.00			\$ 16,560.00	100.00%		\$ -
14	Contractor's Overhead & Profit	\$ 7,560.00	\$ 7,560.00			\$ 7,560.00	100.00%		\$ -
15	Change Order 001	\$ 2,008.64	\$ 2,008.64			\$ 2,008.64	100.00%		\$ -
16	(Remove Carpet Room 104)								
17	Change Order 002	\$ (5,639.47)	\$ (5,639.47)			\$ (5,639.47)	100.00%		\$ -
18	(Delete Break Room 115)								
19	Change Order 003	\$ 1,515.00	\$ 1,515.00			\$ 1,515.00	100.00%		\$ -
20	(Flooring & Electrical Revisions)								
21	Change Order 004	\$ 10,579.19	\$ 10,579.19			\$ 10,579.19	100.00%		\$ -
22	(Add UPS System)								
23	Change Order 005	\$ 2,417.36	\$ 2,417.36			\$ 2,417.36	100.00%		\$ -
24	(Electrical Ground & Floor Boxes)								
	GRAND TOTALS	\$ 126,380.72	\$ 126,380.72	\$ -	\$ -	\$ 126,380.72	100.00%	\$ -	\$ -

## **STAFF REPORT**

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: Kimberly Volk, City Clerk/Treasurer  
Paul Payne, City Attorney

DATE: May 23, 2013

SUBJECT: Fremont Municipal Code Revisions

---

RECOMMENDATION: Hold second readings.

---

Background: Proposed changes since the first reading of Chapter Two are in red line. No proposed changes received for Chapter One.

Fiscal Impact: n/a

**#23 & 24**

AN ORDINANCE OF THE CITY OF FREMONT, NEBRASKA AMENDING AND REORGANIZING CHAPTER ONE OF THE MUNICIPAL CODE OF THE CITY OF FREMONT, NEBRASKA, ORDINANCE NO. 3139 TITLED ADMINISTRATIVE; TO REPEAL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF FREMONT, NEBRASKA:

SECTION I. That the entire Chapter One, titled Administrative, of the Fremont Municipal Code be repealed and replaced with the following and titled Chapter 1, General Provisions:

**§1-101. How Code Designated and Cited.**

All ordinances embraced in the following chapters and sections shall constitute and be designated and cited as the “Fremont Municipal Code.”

**§1-102. Definitions and Rules of Construction.**

In the construction of this Code and all other ordinances of the City, the following rules shall be observed, unless such construction would be inconsistent with the manifest intent of the Council or the context clearly requires otherwise:

City. The words “city”, “the city,” or “this city” shall be construed as if followed by the words “of Fremont, Nebraska.”

Code. The words “the Code” or “this Code” shall mean “The Fremont Municipal Code.”

Computation of Time. The time within which an act is to be done is computed by excluding the first day and including the last, unless the last day falls upon any legal holiday or on Saturday, in which case the period runs until the end of the next day.

Council. Whenever the word “Council” is used, it shall be construed to mean the Council of the City of Fremont, Nebraska.

County. The words “the county” or “this county” shall mean Dodge County, Nebraska.

Day. A day is a 24-hour period of time between any midnight and the following midnight.

Daytime, Nighttime. “Daytime” is the period of time between sunrise and sunset. “Nighttime” is the period of time between sunset and sunrise.

Gender. The masculine gender includes the feminine.

In the City. The words “in the city” shall mean and include all territory over which the city now has or shall hereafter acquire jurisdiction for the exercise of its police powers or other regulatory powers.

Joint Authority. All words giving joint authority to three or more persons or officers shall be construed as giving such authority to a majority of such persons or officers.

Month. The word “month” shall mean a calendar month.

Number. The singular number includes the plural and the plural includes the singular.

Oath. “Oath” includes affirmation.

Offense. The doing of any act or thing prohibited or the failing to do any act or thing commanded to be done in this Code within the city is hereby declared to be an offense against the public peace, safety, morals, and general welfare of the people of the City.

Or, And. “Or” may be read “and,” and “and” may be read “or,” if the sense requires it.

Owner. The word “owner,” applied to a building or land, shall include any part owner, joint owner, tenant in common, joint tenant or tenant by the entirety of the whole or of a part of such building or land, or vendee in possession under a land sale contract.

Person. “Person” includes but is not limited to individuals, corporations, associations, firms, partnerships and limited liability companies.



Preceding, following. The words “preceding” and “following” mean next before and next after, respectively.

Property. The word “property” shall include real and personal property.

Public place. The words “public place” shall mean any public place or building or any private place, business or building, open to and frequented by the public.

Real property. Real property shall mean any estate or interest in land, including all buildings, fixtures and improvements thereon and all rights-of-way, easements, rents, issues, profits, income, tenements, hereditaments, privileges and appurtenances thereunto belonging, used or enjoyed with said land, or any part thereof.

Shall, may. “Shall” is mandatory and “may” is permissive.

Signature or subscription by mark. “Signature” or “subscription by mark” includes a mark when the signer or subscriber cannot write, such signer’s or subscriber’s name being written near the mark by a witness who writes his own name near the signer’s or subscriber’s name; but a signature or subscription by mark can be acknowledged or can serve as a signature or subscription to a sworn statement only when one witness shall sign his own name thereto.

State. The word “the state” or “this state” shall be construed to mean the State of Nebraska.

Tenant or occupant. The words “tenant” or “occupant,” applied to a building or land, shall include any person holding a written or an oral lease of or who occupies the whole or a part of such building or land, either alone or with others.

To. “To” means “to and including” when used in reference to a series of sections of this Code or when reference is made to the Nebraska Revised Statutes.

Week. A week consists of seven consecutive days.

Writing. Writing includes any form of recorded message capable of comprehension by ordinary visual means. Whenever any notice, report, statement or record is required or authorized by this Code, it shall be made in writing, in the English language, unless it is expressly provided otherwise.

Year. The word “year” shall mean a calendar year, except where otherwise provided.

### **§1-103. Continuations of Existing Ordinances.**

The provisions appearing in this Code, so far as they are the same as those of ordinances existing at the time of the effective date of this Code, shall be considered as continuations thereof and not as new enactments.

### **§1-104. Effect of Repeal of Ordinances.**

The repeal of an ordinance shall not revive any ordinances in force before or at the time the ordinance repealed took effect. The repeal of an ordinance shall not affect any punishment or penalty incurred before the repeal took effect, nor any suit, prosecution or proceeding pending at the time of the repeal, for any offense committed under the ordinance repealed.

### **§1-105. Severability of Parts of Code.**

It is hereby declared to be the intention of the Council that the sections, paragraphs, sentences, clauses and phrases of this Code are severable, and if any phrase, clause, sentence, paragraph or section of this Code shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Code.

### **§1-106. Catchlines of Sections.**

The catchlines of the several sections of this Code are intended as mere catchwords to indicate the contents of the section and shall not be deemed or taken to be titles of such sections, nor as any part of the section, nor, unless expressly so provided, shall they be so deemed when any of such sections, including the catchlines, are amended or re-enacted.

**§1-107. Penalties: Continuing Violations.**

In any case where there shall be a violation of any city ordinance for which no penalty is provided, the person violating the same shall be subject to a fine of not less than one dollar nor more than five hundred dollars for each offense. Each day a violation of a continuing nature shall remain in existence shall constitute a separate offense.

**§1-108. Citation: Failing to Appear: Penalty.**

(1) Any person who fails to appear or otherwise comply with the command of a citation shall be guilty of an infraction.

(2) Any person convicted of violating this section shall be punished by a fine of not more than five hundred dollars or by imprisonment in the county jail for not more than thirty (30) days, or by both such fine and imprisonment.

**§1-109. Aiding, Abetting or Procuring: Penalty.**

Whoever aids, abets or procures another to violate a provision of this Code, or whoever is an accessory after the fact to the commission of any such violation shall be deemed guilty of an offense and punished in accordance with §1-107 of this Code.

An accessory after the fact is a person who, after full knowledge that a violation of this Code has been committed, conceals it from a police officer, or harbors and protects the person charged with or found guilty of a violation of any provision of this Code or state law.

**§1-110. Amendments or Additions to Code**

All ordinances of a general and permanent nature, and amendments to such ordinances, enacted or presented to the City Council for enactment after the adoption of this Code, shall be drafted, so far as possible, as specific amendments, or additions to the Fremont Municipal Code. Amendments to this Code shall be made by reference to the chapter and section of the Code which is to be amended, and additions shall bear an appropriate designation of chapter and section.

Section II. The original Chapter One of the Municipal Code of the City of Fremont, Nebraska, Ordinance No. 3139, and any other ordinances or parts of ordinances of the City of Fremont in conflict herewith are hereby repealed.

Section III. That this ordinance shall be published in pamphlet form and shall take effect and be in force from and after its passage, approval and publication according to law.

PASSED AND APPROVE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2013.

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SCOTT GETZSCHMAN, MAYOR

ATTEST:

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Kimberly Volk, MMC, City Clerk

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF FREMONT, NEBRASKA AMENDING AND REORGANIZING CHAPTER TWO OF THE MUNICIPAL CODE OF THE CITY OF FREMONT, NEBRASKA, ORDINANCE NO. 3139 TITLED BOARDS AND COMMISSIONS; TO REPEAL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF FREMONT, NEBRASKA:

SECTION I. That the entire Article One of Chapter Two, titled Boards and Commissions, Standing Committees, of the Fremont Municipal Code be repealed and replaced with the following and titled Chapter 2, Administrative, Article 1. Meetings and Committees:

**§2-101      Form of Government.**

The City of Fremont, Nebraska is a City of the First Class with a municipal government organized pursuant to the provisions of Chapter 16 of the Revised Statutes of Nebraska.

**§2-102      Regular Meetings.**

The regular meetings of the City Council shall be held in the City Council Chambers on the second (2nd) and last Tuesday of each month. The regular meetings may be preceded by an informal study session with the formal meeting beginning at 7:00 p.m. or as soon thereafter as called to order by the Mayor. Any such study session shall be included on the agenda for the meeting, included in all published notices, and open to the public. At such informal study sessions, any or all agenda items may be discussed by staff and/or Council members. The Council shall neither take nor agree to take any formal action at such informal study sessions. The City Council may, by a majority vote of all members elected to the Council cancel or reschedule the regular meetings scheduled for the second or last Tuesdays in November, or the regular meeting scheduled for the last Tuesday in December. In such case, notice of cancellation or rescheduled meeting will be given in the same manner as required for regularly scheduled Council meetings. In the event that inclement weather or other conditions present a danger to public health or safety, any meeting may be rescheduled by the Mayor. In such case, notice of rescheduled meeting will be given in the same manner as required for regularly scheduled Council meetings.

**§2-103      Formal Council Study Sessions.**

Formal Council Study Sessions shall be held, if necessary, on the first (1st) and third (3rd) Tuesday of each month to discuss issues, develop policies and hear presentations. All items to be discussed during a Formal Council Study Session shall be specifically listed on the agenda for that meeting. No formal action or votes will be taken on any item during the Formal Council Study Session and no item that is not on the agenda will be discussed. Formal Council Study Sessions shall be open to the public and shall commence at the hour of Five Thirty (5:30) o'clock P.M.

**§2-104      Special Meetings.**

Special meetings may be called by the Mayor or by four (4) members of the City Council, the object of which shall be submitted to the Council in writing.

**§2-105      City Council; Quorum; Voting.**

(1) A majority of all the members of the City Council must be present at a regular or special meeting to constitute a quorum; but if less than such majority is present at the meeting, the majority of the Council Members present may adjourn from time to time without further notice.

(2) Except in those cases where Nebraska law requires a greater number of votes, five (5) affirmative votes shall constitute a majority vote required to adopt a motion, resolution, ordinance, action or policy. In those cases where the Mayor is authorized by law to vote, the Mayor's vote shall be counted as one of the five necessary affirmative votes.

(3) On votes requiring two-thirds vote of the Council, such vote shall require six (6) affirmative votes to pass.

(4) On votes requiring three-fourths vote of the Council, such vote shall require six (6) affirmative votes to pass.

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**§2-106      Agenda for Meetings.**

All matters for consideration at any regular meeting or formal study session of the City Council shall be submitted in writing and filed in the office of the City Clerk. The City Clerk shall place upon the agenda of any regular, special or formal study session meeting only those matters which have been directed by one Council Member, or authorized by the Mayor or the City Administrator.

**§2-107      Rules of Order.**

The current edition of Robert's Rules of Order shall guide the proceedings of the Council where not in conflict with statutes or ordinances.

**§2-108      Meeting; Rules of Conduct.**

The business and proceedings of the meeting of the Council shall be conducted in accordance with the following rules:

(1) No electronic communication with, among, or between council members, staff or any other person shall be permitted during the Council meeting.

(2) The presiding officer may refer back to any order of business after passing it, if there is no objection from any Council Member.

(3) The presiding officer shall preserve order at all meetings. All questions of order shall be decided by the presiding officer, subject to appeal to the Council. In such appeal, a Council Member shall state briefly what in their opinion the ruling should have been and upon this appeal being seconded, the question of the appeal shall be called by the presiding officer.

(4) When a question is being called by the presiding officer, no Council Member shall leave the Council Chambers.

(5) Upon request of any Council Member, any motion or resolution shall be reduced to writing before being acted upon.

(6) The minutes of the meeting shall show the Council Member who offered or introduced a motion, resolution, or ordinance and the Council Member seconding the same.

(7) The individual votes cast by Council Members upon any question shall be taken and recorded in the minutes.

(8) The Council may reprimand or censure any of its members for improper behavior as Council Members.

(9) Any resolution, ordinance, or motion may be withdrawn by its introducer or mover with consent of the Council Member seconding same, before same is voted upon.

(10) Motions to reconsider may only be made by a Council Member who voted with the majority, but such motion to reconsider must be made before the expiration of the third (3rd) regular meeting after the consideration of the same question.

(11) The presiding officer may reasonably limit the time during which any person not a member of the Council may address a Council meeting.

(12) The presiding officer may express their opinion on any subject being discussed or debated by the Council.

(13) When a blank is to be filled and different sums or times are proposed, the question shall be called on the largest sum and longest time first.

(14) When a question is under debate by the Council, no motion shall be made, entertained or seconded, except the following privileged motions: First, the previous question; second, to table; third, to adjourn. Each of the privileged motions shall be decided without any debate.

(15) Any rule of the Council may be suspended by a three-fourths (3/4) vote of the members present.

**§2-109 Council Members; Rules of Conduct.** Move to Article Two: Elected Officials

The following rules are established for Council Members:

(1) **Act in the public interest:** Recognizing that stewardship of the public interest must be their primary concern, members (Council Members) will work for the common good of the people of Fremont and not for any private or personal interest and they will assure fair and equal treatment of all persons, claims and transactions coming before the Fremont City Council.

(2) **Intent regarding ethics:** Standards and best practices with regard to ethics will be followed.

(A) *Intent.* The citizens and businesses of Fremont are entitled to have fair, ethical and accountable local government that has earned the public's full confidence. In keeping with the City of Fremont's commitment to excellence, the effective functioning of democratic government therefore requires that:

(i) public officials, both elected and appointed, comply with the laws and policies affecting the operations of government;

(ii) public officials be independent, impartial and fair in their judgment and actions;

(iii) public office be used for the public good, not for personal gain; and

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(iv) public deliberations and processes be conducted openly, unless legally confidential, in an atmosphere of respect and civility.

(3) **Comply with the Law:** Members of the City Council shall comply with the oath taken when sworn into office. They shall support and defend the constitution of the United States and the State of Nebraska. They shall support the laws of these United States, the State of Nebraska and the City of Fremont, including, but not limited to: United States Constitution; Nebraska Constitution; the Fremont Municipal Code; Nebraska Political Accountability and Disclosure Act; laws pertaining open processes of government; and City ordinances, resolutions and policies. Members shall not advocate or be a member of any political party or organization that advocates the overthrow of the government of the United States or of Nebraska by force or violence.

(4) **Conduct of Members:** The professional and personal conduct of Council Members must be above reproach and avoid even the appearance of impropriety. Council Members shall refrain from abusive conduct, use of inappropriate language or profanity, personal charges or verbal attacks upon character or motives of other members of the Council, Boards, Commissions, staff or members of the public. Council Members shall exhibit respect for all people and shall be sensitive to different cultures, ethnicities and backgrounds.

Council Members recognize that they act collectively as a governing body during properly noticed public meetings. Council Members recognize that they do not have authority to make decisions or take individual actions on behalf of the City Council unless expressly directed to do so by the City Council.

(5) **Respect for Process:** Council Members shall perform their duties in accordance with the processes and rules of order established by the City Council, Boards and Commissions governing deliberation of public policy issues. Council Members shall encourage meaningful involvement of the public and implementation of policy decisions of the City Council by City staff.

Council Members shall respect the confidentiality of information concerning property, City personnel or affairs of the City. They shall neither disclose confidential information without proper legal authorization, nor use such information to advance their personal, financial or other private interests.

When Council Members engage in conversation with residents, applicants, developers and officials of other governmental agencies, they shall be cautious not to make representations or promises about future actions of the Council, Boards and Commissions. Future actions of the City Council cannot be promised or predicted with certainty.

(6) **Conduct of Public Meetings:** Council Members shall prepare themselves for public issues, listen courteously and attentively to all public discussions before the Council, Board or Commission, and focus on the business at hand. They shall refrain from interrupting other speakers, making personal comments not germane to the business of the body, or otherwise interfering with the orderly conduct of meetings. For purpose of establishing the public record and informing members of the public, they shall articulate reasons for policy decisions.

The City Attorney serves as advisory parliamentarian of the City and is available to answer questions or interpret situations according to parliamentary procedures. Final rulings on parliamentary procedure are made by the Mayor, subject to the appeal of full Council.

Council Members recognize that within the public setting surprises are counterproductive and agree not to spring a surprise on each other or staff during a public meeting. If in doubt, Council Members will meet with staff beforehand and Council Members will not ask staff a sensitive question in a public meeting to which they do not already know the answer.

Council Members recognize the importance of their attendance at meetings of their respective body. Council Members shall make it a priority to be in attendance at all meetings, arrive on time and stay for the duration of the meeting.

(7) **Conflict of Interest:** In accordance with the Nebraska Political Accountability and Disclosure Act and in order to assure their independence and impartiality on behalf of the common good, members shall not use their official positions to influence government decisions in which they have a material financial interest, or where they have an organizational responsibility or personal relationship, which may give the appearance of a conflict of interest.

*Appearance of Conflict.* If it could appear to a reasonable person, having knowledge of the relevant circumstances, that the Council Members judgment is impaired because of either (1) a personal or business relationship not covered under the foregoing paragraph, or (2) a transaction or activity engaged in by the Council Member, the Council Member shall make a public, written disclosure of the facts giving rise to the appearance of a conflict before participating in the matter.

If the Council Member is representing the City, the Council Member must support and advocate the official City position on the issue, not a personal viewpoint.

(8) **Gifts and Favors:** Council Members shall not take any special advantage of services or opportunities for personal gain, by virtue of their public office, that are not available to the public in general. They shall refrain from accepting any gifts, favors or promises of future benefits, which might compromise their independence of judgment or action or give the appearance of being improper.

(9) **Use of Public Resources:** — Council Members shall not use public resources not available to the public in general, such as City staff time, equipment, supplies or facilities, for private gain or personal purposes.

Council Members shall not direct, order or make demands on any City employee, other than inquiries that can be answered routinely and without research.

(10) **Representation of Private Interests:** In keeping with their role as stewards of the public interest, Council Members shall not appear on behalf of the private interests of third parties before the Council or any Board or Commission or proceeding of the City, nor shall members of the Board or Commission appear before their own bodies or before the Council on behalf of the private interests of third parties on matters related to the areas of service of their bodies.

Council Members should not invest or hold any investment, directly or indirectly, in any financial business, commercial, or other private transaction that creates a conflict with their official duties.

Council members must not attempt to influence City staff on the making of appointments awarding of contracts, selecting of consultants, processing of development, applications or granting of City licenses and permits.

(11) **Advocacy:** Council Members shall represent the official policies of the City Council, Board or Commission to the best of their ability when designated as delegates for this purpose. When presenting their individual opinions or positions, Council Members shall explicitly state they do not represent their body or the City of Fremont, nor will they allow the inference that they do.

Council Members shall leave decisions made at the public meetings at the meeting and shall refrain from disputing such decisions at a later date or later public meeting.

(12) **Policy Role Matters:** Council Members shall respect and adhere to the Mayor-Council-Administrator form of Fremont City government as outlined by the Municipal Code. In this structure, the City Council determines the policies of the City with the advice, information and analysis provided by the public, Commissions, Boards and City staff.

(13) **Go through City Administration:** Except as provided in the Fremont Municipal Code, Council Members should not interfere with the administrative functions of the City or the professional duties of City staff; nor should Council Members impair the ability of staff to implement Council decisions.

Before sending correspondence, Council members should check with City Administrator to see if an official City response has already been sent or is in progress.

Requests for additional staff support – even in high priority or emergency situations – should be made to the City Administrator who is responsible for allocating City resources in order to maintain a professional, well-run City government.

(14) **Council conduct with the Media:** — Council Members may be contacted by the media for background and quotes. The Mayor is the official spokesperson for the representative on City position. If an individual Council Member is contacted by the media, the Council Member should choose their words carefully and cautiously, and be clear about whether their comments represent the official City position or a personal viewpoint. Never go “off the record”. One bad experience can be catastrophic. Comments taken out of context can cause problems. Words that are not said cannot be quoted.

(15) **Independence of Commissions and Boards:** Because of the value of the independent advice of Commissions and Boards to the public decision-making process, members of the Council shall refrain from using their position to unduly influence the deliberations of outcomes of Commission and Board proceedings. If the Board or Commission is conducting a public hearing, the Council Member shall remove themselves from the proceedings. Council Members should be sensitive to the way their participation could be viewed as unfairly affecting the process. Any public comments should be clearly made as individual opinion, and not as a representative of the entire City Council.

If the Council Member is representing the City, the Council Member must support and advocate the official City position on the issue, not a personal viewpoint.



It is inappropriate for a Council Member to contact a Board or Commission member to lobby on behalf of an individual, business, or developer. Council Members should contact City Administrator in order to clarify a position taken by the Board or Commission. The Boards and Commissions serve the community, not individual Council Members.

The Board and Commission members follow policy established by the Council, but the members do not report to individual Council Members, nor should Council Members feel they have the power or right to threaten Board and Commission members with removal if they disagree about an issue. Appointment and re-appointment to a Board or Commission should be based on such criteria as expertise, ability to work with staff and the public, and commitment to fulfilling official duties and not as a political "reward".

(16) **Positive Work Place Environment:** Council Members shall support the maintenance of a positive and constructive work place environment for City employees and for citizens and businesses dealing with the City. Clear, honest communication that respects the abilities, experience and dignity of each individual is expected. Poor behavior towards staff is not acceptable. Council Members shall recognize their special role in dealings with City employees in order to not create the perception in inappropriate direction to staff.

Questions of City staff and/or requests for additional background information should be directed to the City Administrator, City Attorney or Department Heads. The City Administrator should be copied on or informed of any request.

Requests for follow-up or directions to staff should be made only through the City Administrator or City Attorney when appropriate. When in doubt about what staff contact is appropriate, Council Members should ask the City Administrator for direction. Materials supplied to a Council Member in response to a request will be made available to all members of the Council so that all have equal access to information.

Council Members should not disrupt City staff while they are in meetings, on the phone or engrossed in performing their job functions in order to have their individual needs met.

Council Members should never express concerns about the performance of a City employee in public, to the employee directly, or to the employee's manager. Comments about staff performance should only be made to the City Administrator through private correspondence or conversation.

Neither the City nor any Council Member may take or threaten to take, directly or indirectly, official or personal action, including but not limited to discharge, discipline, personal attack, harassment, intimidation, or change in job, salary, or responsibilities, against any person because that person files a complaint.

## **§2-10910 Audience; Rules of Conduct.**

The following rules are established for audience members at a Council meeting:

(1) At the discretion of the presiding officer, any person may address the Council, on any agenda item; however, questions to City officials or staff, other speakers, or members of the audience are not permitted and will not be answered.

(2) Any person wishing to address the Council shall first state their name and address

(3) Remarks shall be limited to five minutes unless extended or limited by the Presiding Officer or majority vote of the Council

(4) No person will be permitted to address the Council more than once during discussion of a particular agenda item. Rebuttal comments are not permitted

(5) Repetitive or cumulative remarks may be limited or excluded by the Presiding Officer or majority vote of the Council

(6) Profanity or raised voice is not permitted

(7) Applause, booing, or other indications of support or displeasure with a speaker are not permitted

(8) Any person violating these rules may be removed from the Council Chambers

**§2-11~~01~~ Mayor's Committees.**

Mayor's committees may be appointed by the Mayor without Council approval to advise the Mayor in regard to special issues. Mayor's committees are subject to the open meetings law. Findings and recommendations of Mayor's committees shall be submitted to the Mayor and shall be considered as advising the Mayor only and not the council.

**§2-11~~12~~ Council Committees.**

Committees of the Council may be created by the Mayor and approved by a majority of the Council to advise the Council in regard to special issues. Each committee will consist of not more than four Council Members, appointed by the Mayor and confirmed by the Council. The committees may also consist of other members, including staff, who shall serve only as non-voting members. The manner of appointment shall be the same. The chairman of the committee will be a Council Member. Council committees shall conduct their meetings in compliance with the open meetings law, shall maintain minutes of all meetings, and shall submit their minutes, findings, and recommendations to the City Council in writing in a timely manner. Appointments to Council Committees shall be for a term of one year unless ended sooner by dissolution of the committee. The committee may be dissolved by any of the following actions:

(1) Majority vote of the committee to dissolve;

(2) Resolution of the special issue assigned;

(3) Majority vote of the city council; or

(4) Expiration of one year from date of creation unless reappointed.

**§2-11~~23~~ Board and Commissions.**

The City Council may establish citizen advisory boards and commissions of either a permanent or temporary nature to study and/or make recommendations on designated issues. The list of boards and commissions shall be maintained and on file in the office of the City Clerk. Certain powers may be delegated to boards and commissions as provided for by statute. Boards and commissions of a permanent nature shall be established by ordinance and members appointed by the Mayor with the

consent of the City Council. Boards and Commissions shall conduct their meetings in compliance with the open meetings law, shall maintain minutes of all meetings, and shall submit their minutes to the City Clerk in writing in a timely manner.

SECTION II. That a new Article 2 of Chapter Two, of the Fremont Municipal Code titled Elected Officials ~~and Wards~~ be adopted:

**§2-201      Mayor; Powers; Duties**

The Mayor shall be elected at large to serve a four (4) year term of office. The Mayor shall preside at all the meetings of the City Council and shall have the right to vote when his vote shall be decisive and the City Council is equally divided on any pending matter, legislation, or transaction and the Mayor shall, for the purpose of such vote, be deemed to be a member of the Council. He shall have the superintending control of all the officers and affairs of the City and shall take care that the State and City law are complied with. He may administer oaths, and shall sign the commissions and appointments of all the officers appointed in the City. The Mayor may have such jurisdiction as may be vested in him by ordinance over all places within two (2) miles of the corporate limits of the City for the enforcement of health or quarantine laws and the regulation thereof. The Mayor shall have the power after the conviction of any person to remit fines and forfeitures, and to grant reprieves and pardons for all offenses arising under the laws of the City.

**§2-202      Mayor; Veto Powers; Passage Over Veto.**

The Mayor shall have the power to approve or veto any ordinance passed by the City Council, and to approve or veto any order, bylaw, resolution, award of or vote to enter into any contract, or the allowance of any claim; provided, that any ordinance, order, bylaw, resolution, award, or vote to enter into any contract, or the allowance of any claim vetoed by the Mayor may be passed over his veto by a vote of two-thirds (2/3) of all the members elected to the City Council. If the Mayor neglects or refuses to sign any ordinance, order, bylaw, resolution, award, or vote to enter into any contract, or the allowance of any claim, and returns the same with his objection in writing at the next regular meeting of the Council, the same shall become law without his signature. The Mayor may veto any item or items of any appropriation bill, and approve the remainder thereof. The item or items so vetoed may be passed by the Council over his veto as in other cases.

**§2-109 2-203      Council Members; Rules of Conduct. [Move here from Article One](#)**

**§2-2034      Council; Authority; Duties.**

Two (2) City Council Members shall be elected for a four (4) year term from each ward. One (1) Council Member from each ward shall be elected at each election, so that terms are staggered. They shall be electors of the City and residents of the ward from which they were elected.

The Council can bind the City of Fremont, Nebraska, by their acts only when they are duly assembled at a regular or special meeting. The City Council shall do all things necessary to comply with, and enforce the ordinances of the City of Fremont and the laws of the State of Nebraska relating to cities of the first class.

The City Council specifically reserves the right to make inquiries of any personnel relative to municipal activities. The City Council may, by motion or resolution, adopt appropriate personnel rules, and amend such rules in the same manner from time to time.

**§2-2045      Council President; Election; Term; Duties.**

The City Council shall elect one (1) of its own body every two (2) years who shall be styled the President of the Council, and who shall preside at all meetings of the City Council in the absence of the Mayor. In the absence of the Mayor, and the President of the Council, the City Council shall elect one (1) of its own body to occupy his place temporarily, who shall be styled Acting President of the

Council. Both the President of the Council and the Acting President of the Council, when occupying the position of the Mayor, shall have the same privileges as the other members of the City Council, and all acts of the President of the Council, or Acting President of the Council, while so acting, shall be as binding upon the City Council, and upon the City as if done by the elected Mayor.

In the event that there is a vacancy in the office of Mayor, or in the event the Mayor is absent or unable to fulfill the duties and obligations of his office, the President of the Council shall exercise the powers and duties of the office until the vacancy shall be filled, such disability is removed, or in the case of temporary absence, until the Mayor returns.

**§2-2056 Mayor and Council; Benefit Plans.**

The Mayor and members of the City Council shall be eligible, at their option, and at their full expense, to participate in the City sponsored medical insurance program.

**§2-2067 Bonds for Elected Officials.**

Before entering upon the duties of their office, the following named elective officers of the city are hereby required to give bonds and security as provided by law for the faithful performance of their duties, which bonds shall be approved by the city council and shall be given for the following sums:

Mayor	\$ 10,000
City Council Member	\$ 1,000

**§2-2078 Elected Officials; Participation in City Authorized Keno Lottery Operations; Restrictions.**

The Mayor and members of the City Council and their spouses shall, neither directly or indirectly, during their terms of office and for one (1) year thereafter own any interest in or be employed by, or in any manner receive, either directly or indirectly, compensation, remuneration, payments or other thing of value from the City's appointed keno lottery contractor, from any parent, subsidiary or affiliate entity of said contractor, or from any person owning an interest or working for any of the foregoing or promoting the interests thereof.

**§2-2089 Removal of Elected Official for Misconduct.**

Any elected official of the city may be removed from office for misconduct or malfeasance pursuant to state statute by the Mayor and Council in the following manner:

Upon the filing of written charges signed and verified, charging any such officer with misconduct, the Council shall by resolution set a time for hearing not less than five days nor more than ten days subsequent to the passage of such resolution for a hearing on such charge. At such hearing, the officer whose conduct shall have been called into question shall have the right to be present to interrogate witnesses, to be represented by counsel, and either in person or by counsel make a statement or argument to the council. The City Attorney shall act as prosecuting attorney and shall have the right to examine or cross examine each witness presented and to make any statement or argument to the Council. If upon such hearing, the Council shall by a three-fourths vote of all the Council Members, find or determine that the officer in question has been guilty of misconduct rendering him or her an unfit person to hold such office, then the City Council may declare such office vacant and such office shall then be vacant forthwith.

**§2-20910 Filling Vacancies for Elective Officers.**

The Mayor shall fill by appointment any vacancy which may exist, caused by death, resignation or disability of any elective officer of the City. Such appointment of the Mayor shall be subject,

however, to approval of the majority of the Council in accordance with Nebraska Revised Statute 32-560.

**§2-2101 Contracts; Interest of Officers Prohibited; Exceptions.**

No officer, elected or appointed, or member of any appointed board or commission having authority to commit public funds for expenditure of the City of Fremont shall be interested, directly or indirectly, in any contract to which the City is a party unless said officer or member demonstrates full compliance with the Nebraska Political Accountability and Disclosure Act, and the expenditure is specifically appropriated and ordered by a vote of three-fourths (3/4) of all the members elected to the Council. No contract may be divided for the purpose of evading the requirements of this section. Violation of the provisions of this section shall void the obligation of such contract on the part of the City, and shall constitute a misdemeanor.

**SECTION III. That a new Article 3 of Chapter Two, of the Fremont Municipal Code titled Ordinances and Resolutions be adopted:**

**§2-301241 Ordinances; Appropriation Of Money. Move 2-211 thru 218 to Article Three: Ordinances and Resolutions**

All ordinances, resolutions, or orders for the appropriation or payment of money shall require for their passage or adoption the concurrence of a majority of all members elected to the Council. The Mayor may vote on any such matter when his or her vote will provide the additional vote required to create a number of votes equal to a majority of the number of members elected to the Council, and the Mayor shall, for the purpose of such vote, be deemed to be a member of the Council.

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**§2-242302 Ordinances; Reading.**

Ordinances of a general or permanent nature shall be read by title on three (3) different days unless three-fourths (3/4) of the members of the Governing Body vote to suspend this requirement, except that such requirement shall not be suspended for any ordinance for the annexation of territory. In the case such requirement is suspended, the ordinance shall be read by title or number and then moved for final passage. Three-fourths (3/4) of the members of the Council members may require a reading of any such ordinance in full before enactment under either procedure set out in this section.

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**§2-243303 Ordinances; Publication.**

All ordinances of a general nature shall, within fifteen (15) days after they are passed, be published one (1) time either in some newspaper published within the Municipality or in pamphlet form.

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**§2-244304 Ordinances; Style.**

The style of all City ordinances shall be: "Be it ordained by the Mayor and Council of the City of Fremont, Nebraska."

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**§2-245305 Ordinances; Title.**

No ordinance shall contain a subject not clearly expressed in its title.

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**§2-246306 Ordinances; Effective Date; Emergency Ordinances.**

(1) Except as provided in section 2-213 and subsection (2) of this section, an ordinance for the government of the Municipality which has been adopted by the Governing Body without submission to

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the voters of the Municipality shall not go into effect until fifteen (15) days after the passage of the ordinance.

(2) In the case of riots, infectious diseases or other impending danger, or any other emergency requiring its immediate operation, an ordinance shall take effect upon the proclamation of the Mayor immediately upon the first publication of the ordinance.

#### **§2-247307. Ordinances; Amendments And Revisions.**

No ordinance or section thereof shall be revised or amended unless the new ordinance contains the entire ordinance or section as revised or amended, and the ordinance or section so amended is repealed, except that an ordinance revising all the ordinances of the Municipality and modifications to zoning or building districts may be adopted as otherwise provided by law.

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#### **§2-308. Resolution and Motions.**

(1) Resolutions presented to the Council shall be written and contain no subject not clearly expressed in the title. The issue raised by said resolutions shall be disposed of in accordance with the usage of parliamentary law adopted for the guidance of the Council. Unless otherwise provided, an affirmative vote of four (4) Council members shall be required to pass any resolution, when four (4) shall represent the majority of Council members present.

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(2) The Council may dispose of any agenda item not otherwise requiring the enactment of an ordinance or passage of formal resolution by motion in accordance with the usage of parliamentary law adopted for the guidance of Council. The subject of the motion shall be clearly stated by the moving party and recorded by the Clerk. Unless otherwise provided, a majority vote of Council members present shall be required to pass any motion.

(3) The Mayor may vote on any such matter when his vote would be decisive, and the Mayor shall, for the purpose of such vote, be deemed to be a member of the Council. The vote on any resolution or motion shall be viva voce and "yeas" and "nays" thereon shall be recorded by the Clerk. The requirement of a roll call or viva voce vote may be satisfied by an electronic voting device which allows the "yeas" and "nays" of each Council member to be readily seen by the public.

SECTION IV. That a new Article 4 of Chapter Two, of the Fremont Municipal Code titled Wards be adopted:

#### **§2-248401 Election Wards and Districts.**

All elective city officers shall be nominated and elected on a nonpartisan ballot.

##### **First Ward**

The First Ward of the City shall consist of all that part of the City lying and being east of "C" Street extended north to the City limits; thence south to Twenty-first (21st) Street; thence east to Union Street; thence south to Tenth (10th) Street; thence east to Logan Street; thence south to Ninth (9<sup>th</sup>) Street; thence east to Lincoln Avenue; thence north to Phelps Avenue; thence east to Luther Road; thence south to the south line of Brentwood Park Fourth Addition and to the City limits; thence east to the City limits; thence north to the City limits; thence east to the City limits; thence north to the City limits; thence east to Johnson Road; thence east to the East City limits.

### **Second Ward**

The Second Ward of the City shall consist of all that part of the City lying and being West of "C" extended north to the City limits; thence south to Twenty-first (21<sup>st</sup>) Street; thence east to Union Street; thence south to 11<sup>th</sup> Street; thence west to Nye Avenue; thence south to 10<sup>th</sup> Street; thence west to Somers Avenue; thence north to Twenty-third (23<sup>rd</sup>) Street; thence west to the City limits.

### **Third Ward**

The Third Ward of the City shall consist of all that part of the City lying west and being south of Twenty-third (23<sup>rd</sup>) Street extended west to the City limits; thence east to Somers Avenue; thence south to Tenth (10<sup>th</sup>) Street; thence east to Nye Avenue; thence north to Eleventh (11<sup>th</sup>) Street; thence east to Union Street; thence south to Tenth (10<sup>th</sup>) Street; thence east to Clarkson Street; thence south to Eighth (8<sup>th</sup>) Street; thence east to Platte Avenue; thence south to the City limits.

### **Fourth Ward**

The Fourth Ward of the City shall consist of all that part of the City lying east of Platte Avenue extended to the south City limits; thence north to Eighth (8<sup>th</sup>) Street; thence west to Clarkson Street; thence north to Tenth (10<sup>th</sup>) Street; thence east to Logan Street; thence south to Ninth (9<sup>th</sup>) Street; thence east to Lincoln Avenue; thence north to Phelps Avenue; thence east to Luther Road; thence south to the south City limits and the south line of Brentwood Park 4<sup>th</sup> Addition; thence east to the City limits; thence north to the City limits; thence east to the City limits.

### **Election Districts – First Ward**

The First Ward of the City is hereby divided into five (5) election districts as follows:

**First District.** The First Election District "1-A" shall consist of all that part of the First Ward north of Sixteenth (16<sup>th</sup>) Street and south of Twenty-Third (23<sup>rd</sup>) Street between Platte Avenue and Clarmar Avenue and all that part of the First Ward north of Twenty-Third (23<sup>rd</sup>) Street and south of the 27<sup>th</sup> Street between Platte Avenue extended north and Laverna Street.

**Second District.** The Second Election District "1-B" shall consist of all that part of the First Ward lying and being south of Sixteenth (16<sup>th</sup>) Street and west of Lincoln Street.

**Third District.** The Third Election District "1-C" shall consist of that part of the First Ward lying south of Sixteenth (16<sup>th</sup>) Street and lying east of Lincoln Street.

**Fourth District.** The Fourth Election District "1-D" shall consist of all that part of the First Ward lying north of Sixteenth (16<sup>th</sup>) Street and lying west of Platte Avenue and Platte Avenue extended north of Twenty-third (23<sup>rd</sup>) Street.

**Fifth District.** The Fifth Election District "1-E" shall consist of that part of the First Ward between Sixteenth (16<sup>th</sup>) Street and Twenty-third (23<sup>rd</sup>) Street lying east of Clarmar Avenue, that part of the First Ward lying north of 27<sup>th</sup> Street and west of Laverna Street, and that part of the First Ward north of Twenty-third (23<sup>rd</sup>) Street lying east of Laverna Street.

### **Election District – Second Ward**

The Second Ward is hereby divided into five (5) election districts as follows:

First District. The First Election District "2-A" shall consist of that part of the Second Ward lying between Broad Street and Union Street and between Nineteenth (19<sup>th</sup>) Street and Eleventh (11<sup>th</sup>) Street.

Second District. The Second Election District "2-B" shall consist of that part of the Second Ward between Broad Street and Somers Avenue south of Seventeenth (17<sup>th</sup>) Street.

Third District. The Third Election District "2-C" shall consist of that part of the Second Ward lying and being north of Twenty-third (23<sup>rd</sup>) Street and west of Somers Avenue.

Fourth District. The Fourth Election District "2-D" shall consist of all of the Second Ward lying and being north of Twenty-third (23<sup>rd</sup>) Street and east of Somers Avenue and lying and being east of Somers Avenue and lying and being east of Broad Street between Nineteenth (19<sup>th</sup>) Street and Twenty-third (23<sup>rd</sup>) Street.

Fifth District. The Fifth Election District "2-E" shall consist of all of the Second Ward lying and being east of Somers Avenue and west of Broad Street, between Sixteenth (16<sup>th</sup>) Street and Twenty-third (23<sup>rd</sup>) Street.

#### **Election Districts – Third Ward**

The Third Ward is hereby divided into five (5) election districts as follows:

First District. The First Election District "3A" shall consist of that part of the Third Ward lying east of Somers Avenue and south of Tenth (10<sup>th</sup>) Street; thence east to Nye Avenue; thence north to Eleventh (11<sup>th</sup>) Street; thence east to "D" Street; thence south to Military Avenue; thence west to Somers Avenue.

Second District. The Second Election District "3B" shall consist of all that part of the Third Ward lying and being east of Pierce Street and west of "D" Street, between Military Avenue and the Union Pacific Railroad.

Third District. The Third Election District "3-C" shall consist of all that part of the Third Ward lying and being south of the Union Pacific Railroad and west of "D" Street.

Fourth District. The Fourth Election District "3-D" shall consist of all that part of the Third Ward lying and being west of Somers Avenue and north of Military Avenue and all that part of the Third Ward lying and being south of Military Avenue and west of Pierce Street.

Fifth District. The Fifth Election District "3-E" shall consist of all that part of the Third Ward lying and being east of "D" Street and south of Eleventh (11<sup>th</sup>) Street; thence east to Union Street; thence south to Tenth (10<sup>th</sup>) Street; thence east to Clarkson; thence south to Eighth (8<sup>th</sup>) Street; thence east to Platte Avenue.

#### **Election District – Fourth Ward**

The Fourth Ward shall be divided into five (5) election districts as follows:

First District. The First Election District "4-A" shall consist of all that portion of the Fourth Ward from Lincoln Avenue to Howard Street, between First (1<sup>st</sup>) Street and Ninth (9<sup>th</sup>) Street, from Lincoln Avenue to Clamar Avenue, between Cuming Street and First (1<sup>st</sup>) Street, and from Garfield Street to Clamar Avenue, between Railroad Street and Cuming Street.



Second District. The Second Election District "4-B" shall consist of all that portion of the Fourth Ward from Bell Street to Lincoln Avenue, between Cuming Street and Ninth (9<sup>th</sup>) Street and from Bell Street to Garfield Street between Railroad Street and Cuming Street.

Third District. The Third Election District "4-C" shall consist of all that portion of the Fourth Ward lying north of the south City limits and east of Clamar Avenue; thence north to First (1st) Street; thence east to Howard Street; thence north to Military Avenue; thence east to Luther Road; thence east to the east City limits.

Fourth District. The Fourth Election District "4-D" shall consist of that portion of the Fourth Ward lying north of Military Avenue and east of Howard Street; thence north to Ninth (9th) Street; thence west to Lincoln Street; thence north to Phelps Avenue; thence east to Luther Road; thence south to the north City limits and the north line of Day Acres Third Addition; thence east to the northeast corner of Day Acres Fourth Addition; thence north to the north City limits.

Fifth District. The Fifth Election District "4-E" shall consist of all that portion of the Fourth Ward lying north of the south City Limits and east of Platte Avenue; thence north to Eighth (8th) Street; thence west to Clarkson Street; thence north to Tenth (10th) Street; thence east to Logan Street; thence south to Ninth (9th) Street; thence east to Bell Street; thence south to the south City Limits.

SECTION ~~III~~<sup>V</sup>. That a new Article ~~53~~ of Chapter Two, of the Fremont Municipal Code titled Appointed and Hired Officials be adopted:

**§2-~~350~~1      Officers; Appointive**

The following shall constitute the statutory officers of the City of Fremont which shall be appointed by the Mayor and approved by the City Council. These officers shall hold office until the end of the Mayor's term and until their successors are appointed and qualified. These appointive officers may be removed at any time by the Mayor, with the approval of a majority of the City Council:

City Administrator  
City Attorney  
City Clerk/Treasurer  
City Engineer/Public Works Director  
City Physician

**§2-~~350~~2      Hired Officials**

The officials set forth below shall be hired officials which shall be selected for employment by the city as set forth in the personnel rules and regulations. All of the hired officials shall be subject to the personnel rules of the City of Fremont as adopted by resolution. The personnel rules are supplemental to the Civil Service rules for the officials set forth in subparagraph (B). ~~The officials listed in subparagraphs (A) and (B) shall be hired by the Mayor with the approval of the City Council. The length of service of all the officials listed below shall be indefinite.~~ The discipline and/or removal of the officials listed in subparagraphs (A), shall be governed by the City's personnel rules. The discipline and/or removal of the officials listed in subparagraph (B) shall be governed by the City's personnel and Civil Service rules.

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(A) The following shall constitute the general officials of the City of Fremont:

Utilities General Manager

Finance Director  
Chief Building Inspector  
Human Resources Manager  
Director of Parks and Recreation  
Library Director  
Planning Director  
Information Systems Manager

(B) The following shall constitute the officials subject to the Civil Service rules of the City of Fremont:

Fire Chief  
Police Chief

**§2-5303 Bonds for Appointed Officials.**

Before entering upon the duties of their employment, the following named appointed officials and employees of the city are hereby required to give bond and security as provided by law for the faithful performance of their duties, which bond shall be approved by the City Council and shall be given for the following sums:

City Treasurer	\$100,000
Director of Finance	\$250,000

**§2-3504 Ratification of Retirement and Pension Plans.**

The City hereby affirms and ratifies the existing pension and retirement plans it has established which specifically includes the following plans:

(1) A Police Officers Retirement System Fund and retirement plan pursuant to Neb. R.R.S. §16-1001 et seq;

(2) A Fire Fighters Retirement System Fund and retirement plan pursuant to Neb. R.R.S. §16-1020 et seq;

(3) A general employee pension fund and pension plan pursuant to Neb. R.R.S. §19-3501.  
Said funds and plans are hereby ratified and confirmed.

**§2-3505 Participation in City Authorized Keno Lottery Operations; Restrictions**

The City Administrator, Treasurer and Finance Director and their spouses shall, neither directly or indirectly, during their terms of office and for one (1) year thereafter own any interest in or be employed by, or in any manner receive, either directly or indirectly, compensation, remuneration, payments or other thing of value from the City's appointed keno lottery contractor, from any parent, subsidiary or affiliate entity of said contractor, or from any person owning an interest or working for any of the foregoing or promoting the interests thereof. The City Administrator, Treasurer and Finance Director shall not play the lottery during their terms of office.

**§2-3506 City Administrator; Appointment; Duties.**

There is hereby created the office of City Administrator. The purpose of the office of the City Administrator is to provide the centralization of the administrative responsibilities. The City Administrator shall be appointed by the Mayor by and with the consent of the City Council or a

majority of the same. The employment of the City Administrator may be administered by a negotiated contract.

The Mayor and Council shall determine all Municipal policies, adopt ordinances and resolutions and vote all appropriations. The Mayor and Council are the Governing Body of the City, and the City Administrator is its agent in carrying out the policies and directions which the Mayor and Council shall determine. The City Administrator may be removed at pleasure by vote of a majority of all members of the Council with the approval of the Mayor.

The City Administrator shall be the administrative head of the City government under the direction and control of the Mayor and Council. The Administrator shall be responsible to the Mayor and Council for the efficient administration of all affairs of the City which are under the Mayor and Council's control. In relation to the efficient administration of the affairs of the City, the City Administrator shall work within the policies set forth by the Mayor and Council.

The City Administrator shall deal with the Mayor and Council as a body on all official City affairs. Any and all reports and communications shall go to the Mayor and all members of the Council. The Mayor and individual members of the City Council may require reports from the office of the City Administrator on any specific City activity in addition to the regular reports. The Mayor and Council reserve the right to make inquiries of City personnel relative to City activities. The individual members of the City Council shall deal with personnel through the City Administrator. The salary of the City Administrator shall be established by ordinance.

**§2-~~53~~07 City Administrator; Qualifications.**

The City Administrator shall be chosen on the basis of executive and administrative qualifications with special reference to actual experience, or knowledge of accepted practice in respect to the duties of the office. At the time of appointment, the City Administrator need not be a resident of Fremont, Nebraska, but during the term of office he or she shall reside within the city limits.

**§2-~~35~~08 City Administrator; Duties; General.**

A. Recommend to the Mayor and Council the appointment and dismissal of Appointed and Hired Officials. The City Administrator may appoint, discipline, transfer and dismiss all subordinate employees of the City except Civil Service and Utility employees.

B. Administer all departments and divisions of the City government which are under the Mayor and Council's direction, except the office of the City Attorney, City Physician and Department of Utilities, Civil Service. The City Administrator will be available to assist these offices in any administrative matter and will assist the Mayor and Council in the coordination of these activities.

C. Recommend to the Mayor and Council for adoption such measures and ordinances as are deemed necessary or expedient.

**§2-~~35~~09 City Attorney; Duties.**

The City Attorney shall be the legal advisor of the Council and City officers. The City Attorney shall commence, and defend all suits and actions necessary to be commenced, or defended on behalf of the City, or that may be ordered by the Council. The City Attorney shall attend meetings of the Council and give opinion upon any matter submitted, either orally or in writing as may be required. The City Attorney shall draw all ordinances, contracts and other documents requested by the Mayor and Council. The Mayor and City Council shall have the right to pay the City Attorney additional compensation for legal services performed for the City or to employ additional legal assistance and to pay for such legal assistance out of the funds of the City. The Board of Public Works of the City

whenever the City Council has so authorized by ordinance shall have the right to pay the City Attorney additional compensation for legal services performed for the Board of Public Works or to employ additional legal assistance other than the City Attorney and pay for such legal assistance out of funds disbursed under the order of the Board of Public Works. The salary of the City Attorney shall be established by ordinance.

Among the duties of the City Attorney shall be that of representing as counsel, without charge to the persons represented, any city officer or employee in connection with any claim, suit for damages, or other action against such person arising in connection with the performance by such officer or employee of his or her public duties; provided that such employee or officer may have his or her own counsel to assist in the defense, at the expense of the employee or officer. *Officer* shall include any elected, appointed, or hired official of the city and *Employee* shall include all employees of the city, whether under Civil Service or not.

Any officer or employee who is held liable for the payment of any claims or damages, by way of judgment or settlement, shall be entitled to indemnification by the city, where the acts resulting in such liability were done in good faith, without malice, within the scope of authority of the employee or officer.

Nothing in this Article shall be construed as waiving the city's defense of governmental immunity to it or its employees or officers in any action brought against the city or such officer or employee.

The provisions of this Article shall apply only where the city has been given notice of any actions brought against any city employee or officer, based upon any action of such employee or officer within the scope of his or her authority as such.

Nothing in this Article or in any ordinance of the city, and nothing in any agreement with the city attorney shall be construed to require the city attorney to provide legal services in any manner which would cause the attorney to be involved in a conflict of interest.

**§2-3510 City Clerk/Treasurer; Duties.**

There is hereby created the office and position of City Clerk/Treasurer. The City Clerk/Treasurer shall be appointed by the Mayor with approval of a majority of the City Council. The City Clerk shall have the custody of all laws, ordinances and official records, and keep a correct journal of the proceedings of the Council, and perform all other duties and meet all requirements imposed by law upon the position or office of City Clerk/Treasurer. The official Corporate Seal of the City shall be kept in the office of the City Clerk, and shall bear the following inscription, "THE CITY OF FREMONT, June 17, 1871. The Pathfinder, Gen. John C. Fremont."

**§2-3511 City Engineer; Duties.**

The City Engineer shall be appointed by the Mayor by and with the consent of the Council. Except when some other person is specifically appointed, the Engineer shall be and assume the duties of the Director of Public Works. The Engineer may be removed at the pleasure of the Mayor with the consent of the Council. The City Engineer shall make estimates of the cost of labor and material which may be done or furnished by contract with the City, and make all surveys, estimates, and calculations necessary to be made for the establishment of grades, building of culverts, sewers, electric light system, waterworks, power plant, public heating system, bridges, curbing, gutters, the improvement of streets, and the erection and repair of buildings. The Engineer shall perform such additional duties required. The salary of the City Engineer shall be fixed by ordinance.

**§2-~~35~~12 Director of Public Works; Duties.**

The Director of Public Works shall be under the immediate supervision of the City Administrator. The Director of Public Works shall have general charge, direction, and control over all work on the streets, sidewalks, culverts, and bridges of the City except where some other official is specifically designated as the official in charge of such improvements. He shall consult with the Division Supervisors concerning problems, programs, and policies in force; provide technical and engineering advice to the Mayor, City Council, City Administrator, and other City departments concerning public works programs and operating problems; organize, coordinate, direct, and supervise staff; assist division heads in determining expenditure requirements; prepare budget, review and approve requisitions, specifications, and purchase orders covering all individual expenditures of a public works nature; participate in engineering work; make studies analyzing operative reports of each division and develop programs to reduce cost or improve service; direct and participate in long-range planning; prepare long-range projections; investigate additional service areas. It shall be the Public Works Director's duty to see that sidewalks and the sidewalk space are not unlawfully occupied. He shall have the authority to go upon private property at reasonable hours in the exercise of official duties. He shall serve or cause to be served all notices pertaining to sidewalks, streets, alleys, and other property unless some other official is specifically required to serve such notices.

**§2-~~35~~13 City Physician; duties.**

The City Physician shall be a member of the Board of Health and shall perform all duties devolving upon them in such capacity. It shall be the duty in all cases of injury to the person, in cases wherein a liability for such injury may be asserted against the City, to investigate such injury and the extent thereof and the circumstances and condition of the person so injured, and report the same in writing with such other particulars as may have come to his/her knowledge relating to such injury to the Mayor. The City Physician shall perform such other duties as may be required by the Mayor and Council.

The City Physician shall exercise special care with regard to the sanitary conditions of the City, and shall from time to time report to the Mayor and Council such measures and recommendations in relation thereto as deemed proper.

SECTION ~~IV~~<sup>V</sup>. That a new Article ~~46~~ of Chapter Two, of the Fremont Municipal Code titled Penal Provision be adopted:

**§2-~~46~~01 Violation, Penalty.**

Any person who violates any of the prohibitions or provisions of any Article or section of this Chapter shall be deemed guilty of a misdemeanor. Unless otherwise specified in the particular Article or section for which the person stands convicted of violating, the penalty for such violation shall be in any amount not to exceed one thousand dollars (\$1,000.00) and/or imprisonment for any length of time not to exceed three (3) months, in the discretion of the court.

Section V. The original Chapter Two of the Municipal Code of the City of Fremont, Nebraska, Ordinance No. 3139, and any other ordinances or parts of ordinances of the City of Fremont in conflict herewith are hereby repealed.

Section VI. That this ordinance shall be published in pamphlet form and shall take effect and be in force from and after its passage, approval and publication according to law.

PASSED AND APPROVE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2013.

ATTEST:

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SCOTT GETZSCHMAN, MAYOR

---

Kimberly Volk, MMC, City Clerk

## STAFF REPORT

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: GENERAL MANAGER, DEPARTMENT OF UTILITIES

DATE: May 20, 2013

SUBJECT: WATER CONNECTION FEE POLICY AMENDMENT

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Recommendation: Motion to approve resolution

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Background: With the policy to build the base grid water main extensions with only public funds, half of which are sales tax infrastructure funds, the question of how to handle a development that may want to connect to a base grid water main, but not annex to the City has been raised.

The Board of Public Works has approved the following recommendation to the City Council.

Whenever a developer proposes to construct a development, and it cannot be annexed, or an existing development, without water service, requests to build a water distribution system that is connected to a base grid line that was funded with public funds, and the development is not annexed; the development must pay the City, as a connection fee, the cost of any sales tax infrastructure funds used in the construction of the base grid line(s) that serve the property the development is located on.

**#25**

**RESOLUTION NO. \_\_\_\_\_**

**A Resolution of the City Council of the City of Fremont, Nebraska, approving policy for water connection fees**

RESOLVED, That the attached policy for water connection fees labeled "Exhibit A" and attached hereto, and recommended by the Board of Public Works be approved to amend the policy approved on March 27, 2012.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2013

\_\_\_\_\_  
Scott Getzschman, Mayor

ATTEST:

\_\_\_\_\_  
Kimberly Volk, MMC  
City Clerk



## Exhibit A

### Connection Districts on Base Grid Water Main System Created Prior to March 27, 2012

Where a developer is platting a multiple lot (4 or more lots) development

**Scenario #1** Lots are being laid out such that no lot will directly connect to the water main on the base grid system. Waive connection fee as a part of the platting procedure, would require City Council approval.

**Scenario #2** Lots will connect directly to the water main on the base grid system. Developer pays connection fee designated in applicable connection district. If platted area only covers a portion of the frontage covered by the connection fee, the developer pays a prorated frontage fee to cover the land being developed.

Where a single or up to three connections are being proposed on a piece of property with an extended frontage.

Connection fee based on actual frontage cost of the applicable connection district if a lot is created or exists. Where no lot is created, the fee shall be as follows:

Single family residential	100 feet times the per foot frontage cost in the applicable district
Multi family residential	200 feet times the per foot frontage cost in the applicable district
Commercial	250 feet times the per foot frontage cost in the applicable district
Industrial/Manufacturing	500 feet times the per foot frontage cost in the applicable district

### Connections to any main installed with public funds where there was no cost to the adjoining land owner.

Individual connections, Use a flat fee for each connection based on use type.

Single family residential	\$1,000.00
Multi family residential	\$2,000.00
Commercial	\$2,500.00
Industrial/Manufacturing	\$5,000.00

### Developments connecting to a base grid water main constructed with Public Funds where the developer installs a water distribution system to City requirements

Development to be annexed at time of platting, no connection fee required

Development not to be annexed either at the time of platting or the construction of a water distribution system within the development that connects to the base grid system; connection fee to be equal to any sales tax infrastructure funds used in the construction of the base grid line(s) that serve the property the development is located on.

## STAFF REPORT

**TO:** Mayor and City Council

**FROM:** Rian Harkins, AICP, Planning Director  
Dale Shotkoski, City Administrator

**DATE:** May 23, 2013

**SUBJECT:** Consider request of Paden Enterprises to allow for a 6 foot wide sidewalk in place of grass at 1405 E 23<sup>rd</sup> Street.

---

**Recommendation:** Staff recommends denial.

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**Request:** The applicant seeks to widen the existing sidewalk to 6 feet in order to remove the grass between the existing sidewalk and street.

**Background:** The property in question is at the southeast corner of Hancock and 23<sup>rd</sup> Street. There is currently grass between the sidewalk and street, which is similar to much of the community where sidewalk is actually found.

The applicant is asking for this because of maintenance issues related to caring for the grass strips between the sidewalk and curb. This is often where snow is pushed during the winter and where water is splashed during other seasons. The request would essentially eliminate any separation between vehicles and pedestrians at this location if granted. It would also make the sidewalk deviate from its current alignment, which is currently similar to most of the properties in the area that do have sidewalks.

Additionally, both the Comprehensive and Park Master Plan included recommendations about increasing pedestrian safety and circulation in the community. This was largely due to the extremely high number of areas where there no sidewalk or where sidewalks are unsafe; as well as the desire of the community to increase the amount of connectivity in the city.

Furthermore, the community has stated in the abovementioned plans that it desires to have increased landscaping and green space. This request would take the city in the opposite direction.



(402) 721-7130  
or  
(402) 721-0747

May 23, 2013

Scott Getzschman  
Mayor of Fremont

Re: 1405 E 23<sup>rd</sup> Street, Fremont

Dear Mr. Getzschman,

This letter is being written to request approval to replace the current sidewalk with a 6 foot sidewalk at 1405 E 23<sup>rd</sup>, Fremont, NE.

Sawyer Construction will be doing the concrete work. Thank you.

Respectfully,

PADEN ENTERPRISES, INC.

A handwritten signature in dark ink, appearing to read "Leona K. Paden", is written over a faint, larger version of the same signature.

Leona K. Paden  
President

LKP/mca

## STAFF REPORT

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: Janet Davenport, Library Director  
Dale Shotkoski, City Administrator

DATE: May 21, 2013

SUBJECT: Summer Reading Program Library Cards for Non-Resident Youth

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Recommendation: Move to approve making library cards available without charge for a 3 month period to non-resident youth that will allow them to participate in Summer Reading Program as recommended by the Library Board.

---

Background: A library card is required to register for and participate in the Keene Memorial Library's Summer Reading Program. There are many youth in small towns and the unincorporated area of Dodge County that do not have access to a similar program and request to participate in Fremont's. The library provided a similar card without charge to non-resident youth in 2000 and provided access to 169 individuals.

Keene Memorial Library wishes to extend access to Summer Reading Program to non-resident youth as an act of good will and to encourage the enjoyment of reading and the maintenance of literacy skills during the summer months.

Fiscal Impact: A three month non-resident library card is available at \$15. Should 150 youth use request a cost free Summer Reading Program library card potentially \$2,250 in fees would not be collected.

**#27**

RESOLUTION NO. \_\_\_\_\_

**A Resolution of the City Council of the City of Fremont, Nebraska, providing access to Keene Memorial Library Summer Reading Program to non-resident youth.**

WHEREAS, a library card is required to register for and participate in the Keene Memorial Library's Summer Reading program; and,

WHEREAS, there are many youth in small towns and unincorporated areas of Dodge County that do not have access to a similar program; and,

WHEREAS, Keene Memorial Library wishes to extend access to their Summer Reading Program as an act of good will, encourage the enjoyment of reading and maintain literacy skills during the summer months; and,

WHEREAS, a three month non-resident library card is available at the cost of \$15.00 each

WHEREAS, 150 non-resident participants are anticipated for a total reduction of revenue of \$2,250; and,

NOW THEREFORE BE IT RESOLVED: That the Mayor and City Council accept the recommendation of the Library Board and make library cards available without charge for a three month period to non-resident youth allowing them to participate in the Keene Memorial Library Summer Reading Program.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2013

\_\_\_\_\_  
Scott Getzschman, Mayor

ATTEST:

\_\_\_\_\_  
Kimberly Volk, MMC, City Clerk

## STAFF REPORT

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: Paul A. Payne, City Attorney  
Dale Shotkoski, City Administrator

DATE: May, 2013

SUBJECT: Pending lawsuit.

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Recommendation: Go into executive session to discuss litigation strategy.

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Background: Update to Teens Of Tomorrow, Inc. lawsuit.

Fiscal Impact: unknown

**#28**

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

TEENS OF TOMORROW, an Iowa  
Corporation,

Plaintiffs,

v.

CITY OF BELLEVUE, NEBRASKA;  
CITY OF LINCOLN, NEBRASKA;  
CITY OF OMAHA, NEBRASKA; CITY  
OF PAPILLION, NEBRASKA; CITY  
OF LA VISTA, NEBRASKA; CITY OF  
COLUMBUS, NEBRASKA; CITY OF  
FREMONT, NEBRASKA; CITY OF  
RALSTON, NEBRASKA; CITY OF  
COUNCIL BLUFFS, IOWA; and CITY  
OF CARTER LAKE, IOWA;

Defendants

Case. No. 8:13-cv-00127

STIPULATION FOR JUDGMENT BY  
PLAINTIFF AND DEFENDANT CITY  
OF FREMONT

COME NOW the Plaintiff, Teens of Tomorrow, and Defendant City of Fremont, by and through their counsel of record, and hereby stipulate and agree as follows:

1. Each counsel signing this stipulation has all authority required to bind the parties identified above, and the parties' successors, assigns, and heirs to the terms of this Stipulation and any Judgment resulting from it.

2. The Plaintiff in this matter has filed the above-captioned lawsuit asserting numerous claims and theories of recovery against the Defendant, inter alia.

3. The parties to this Stipulation desire to promptly resolve this litigation, and in doing so do not concede the truth or falsity of any allegations of fact made

in the pleadings in this matter, nor do they concede the correctness or applicability of any legal theories of recovery or defenses asserted in this action.

4. The parties to this Stipulation do concede that this Court has subject matter of this action and that by agreeing to a judgment in this matter, they voluntarily consent to this Court exercising jurisdiction over their persons.

5. The parties agree that the terms of the proposed Judgment, as set out below, constitute a full and fair settlement of all claims raised in this matter and that could be raised in this matter and should be entered as the judgment in this action by the Court. This Judgment is intended to and will extinguish all claims that exist or that may exist between the parties to it, known or unknown, as of the date that this Stipulation is signed.

#### TERMS OF PROPOSED JUDGMENT

1. Plaintiff Teens for Tomorrow shall have Judgment against Defendant City of Fremont on Plaintiff's claims for injunctive relief. In accordance with this Judgment, the Defendant is hereby ordered to recognize Plaintiff Teens for Tomorrow as a non-profit, charitable organization exempt from the licensing and/or permit requirements of Fremont pursuant to Defendant's ordinances.

2. Defendant agrees to abide by its existing ordinances and to allow Plaintiff, Teens of tomorrow, a 501(c)(3) entity, the ability to engage in door-to-door solicitation activities.

3. Defendant also agrees to issue any permit or license for which Plaintiff meets the requirements, pursuant to city ordinances.



4. Plaintiff agrees to comply with the requirements of any and all city ordinances. This agreement in no way limits Defendant's ability to prosecute any violations of any laws or city ordinances by Plaintiff.

5. If Plaintiff's status as a 501(c)(3) entity should change, Plaintiff will be required to abide by all then-existing city ordinances, including but not limited to, the filing of an application and a bond in an attempt to obtain a permit to engage in door-to-door solicitation activities.

6. Defendants agrees that it will not seek to change the Plaintiffs 501(c)(3) status, or take any other retaliatory action against the Plaintiff, as a result of this suit.

7. Each party agrees to bear his, her or its own costs and attorney's fees in this matter, and no Court award will be made for costs or attorney's fees.

8. All other counts of the Complaint are **dismissed with prejudice.**

9. All actual or potential claims or counterclaims, whether raised in the Complaint, or Answer or any other pleadings in this matter or not, and regardless of whether known or unknown, are merged in the Judgment agreed to by the parties, and extinguished by that Judgment.

Dated this 23 day of May, 2013.

TEENS OF TOMORROW, Plaintiff

Boucher 5/23/13

Richard L. Boucher, #16202

BOUCHER LAW FIRM

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***Attorneys for the Plaintiff***

CITY OF FREMONT, Defendant

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***Attorney for Defendant City of  
Fremont***

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

TEENS OF TOMORROW, an Iowa  
Corporation,

Plaintiffs,

v.

CITY OF BELLEVUE, NEBRASKA;  
CITY OF LINCOLN, NEBRASKA;  
CITY OF OMAHA, NEBRASKA; CITY  
OF PAPILLION, NEBRASKA; CITY  
OF LA VISTA, NEBRASKA; CITY OF  
COLUMBUS, NEBRASKA; CITY OF  
FREMONT, NEBRASKA; CITY OF  
RALSTON, NEBRASKA; CITY OF  
COUNCIL BLUFFS, IOWA; and CITY  
OF CARTER LAKE, IOWA;

Defendants

Case. No. 8:13-cv-00127

ORDER

The Court has reviewed the Stipulation for Judgment, authorized and submitted by the Plaintiff Teens of Tomorrow and Defendant City of Fremont, and has accepted this Stipulation as a proper disposition of this matter. Therefore,

IT IS ORDERED that the Clerk of the Court enter Judgment in this matter, pursuant to the provisions of Rule 58 of the Federal Rules of Civil Procedure, and in accordance with the terms of this Stipulation, Judgment shall also be entered forthwith.

DATE: \_\_\_\_\_

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Hon. Lyle E. Strom  
United States District Court Judge